



THE MADRAS LEGISLATIVE COUNCIL

Thursday, the 12th August 1965.

The House met in the Council Chamber, Fort St. George, at three of the clock, Mr. Chairman (THE HON. SRI M. A. MANICKAVELU) in the Chair.

I.—QUESTIONS AND ANSWERS.

STARRED QUESTIONS.

Fixation of pay

* 111 Q.—SRI M. RAJAH IYER: Will the Hon. the Chief Minister be pleased to state—

(a) whether the service of a teacher in an Elementary School is taken into account for the fixation of his pay in a High School; and

(b) whether the service of a teacher in a High School is taken into account for the fixation of his pay if he joins in an Elementary School?

THE HON. SRI M. BHAKTAVATSALAM: (a) Yes.

(b) Yes.

SRI M. RAJAH IYER: May I know Sir, whether these orders have been communicated to the departmental officers, who are responsible for the fixation of the salary?

THE HON. SRI M. BHAKTAVATSALAM: This order has taken effect on 1st June 1960, but no arrears of pay will be allowed.

SRI M. RAJAH IYER: Sir, I would once again bring it to the notice of the Government that on 1st June 1960 the correspondents of the schools had to take into account the past service. Now the departmental officers have to take into account the past service of these teachers. These departmental officers seem to take the stand that because the correspondents did not take into account the past service of the teachers, the question should not be re-opened. May I urge that the order may kindly be communicated to the department officers?

THE HON. SRI M. BHAKTAVATSALAM: Sir, I would suggest to the hon. Member to write a short note on this and give it to me.

Statement of the Home Minister of the Government of India

* 112 Q.—SRI S. K. SAMBANDHAN: Will the Hon. the Chief Minister be pleased to state—

(a) whether the Government are aware of the statement of the Home Minister of the Government of India calling for greater efficiency at all levels and deploring staff selection based on personal whims, that appeared in "The Mail", dated 29th January 1965;

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(b) if so, whether this is applicable to this State; and

(c) if so, the steps taken to rectify such things?

THE HON. SRI M. BHAKTAVATSALAM : (a) Yes.

(b) & (c) The conditions in this State do not warrant radical changes at present.

SRI S. K. SAMBANDHAN : Sir, even in this State the opinion of the public is that the Government are having their own personal whims even in the selection of the officers to the judiciary? Will this Government take steps to remove this opinion?

THE HON. SRI M. BHAKTAVATSALAM : That may be the view of the hon. Member with which I am too familiar. But I do not accept that is the view of the public, and I do not propose to take any action.

SRI S. K. SAMBANDHAN : It is only the view of the public. Many responsible people have told me this. That is why I am voicing their opinion here. This is not my personal view, because I do not know anything about the selections to the judiciary. It is said that the Government very often interfere in the day-to-day administration by the executive. This leads to the deterioration in the standards of their work. So, will the Government correct the position?

THE HON. SRI M. BHAKTAVATSALAM : I have nothing to add to what I have already said.

SRI K. S. ABDUL WAHAB : Sir, may I know the gist of the matter that appeared in 'The Mail' on the date in question?

THE HON. SRI M. BHAKTAVATSALAM : This refers to a statement of the Home Minister that has appeared in some newspapers.

Action against the Editor of "Viduthalai"

* 113 Q.—SRI S. K. SAMBANDHAN : Will the Hon. the Chief Minister be pleased to state with reference to the answer given to Legislative Council Question No. 218 on 27th March 1965—

(a) whether any action has been taken against the Editor of 'Viduthalai'; and

(b) if so, what it is?

THE HON. SRI M. BHAKTAVATSALAM : (a) No.

(b) Does not arise.

SRI S. K. SAMBANDHAN : May I know, Sir, why no action has been taken against the editor of the paper?

THE HON. SRI M. BHAKTAVATSALAM : The Government examined the question and found that no action was called for.

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SRI S. K. SAMBANDHAN : Sir, does it mean that the action on the part of the Government in confiscating the issue is not proper?

THE HON. SRI M. BHAKTAVATSALAM : The Government considered it quite proper to confiscate the issue.

Polytechnics and Teachers' Training Schools

* 114 Q.—**SRI M. ETHIRAJULU :** Will the Hon. the Minister for Industries be pleased to state the number of seats available in several Polytechnics and Teachers' Training Schools for S.S.L.C. candidates for the year 1964-65?

THE HON. SRI R. VENKATARAMAN : Polytechnics including special institutions imparting diploma courses—4,430.

Teachers Training Schools—8,071.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, எஸ். எஸ். எல். சி. தேர்வு பெற்ற மாணவர்களில் இப்போது ஏராளமானவர்கள் இந்த துறையில் விண்ணப்பம்போட்டு இடம் கிடைக்காத நிலைமை ஏற்பட்டிருப்பது தெரியுமா? இப்போது இருப்பதைப்போல இரண்டு மடங்கு இடமாவது இருந்தால் அந்தத் துறையில் ஈடுபட விரும்புகிறவர்களுக்கு வாய்ப்பு அளிக்கமுடியுமென்பதை அரசாங்கம் உணருகிறதா?

கனம் திரு. ஆர். வெங்கட்டராமன் : தேவை எவ்வளவு இருக்கிறதோ அந்த அளவுக்குத்தான் இடம் இருக்கவேண்டும். இல்லாவிட்டால் வேலையில்லாத திண்டாட்டம் உபரியாகிவிடும். நாம் ராஜ்யத்தில் கணக்கெடுத்தால் 3,600 பேர்களுக்குத்தான் மூன்றாவது திட்டத்தில் தேவையிருக்குமென்று எதிர்பார்த்தோம். இருந்தாலும் 4,430 இடங்கள் பாலிடெக்னிகில் கொடுத்திருக்கிறோம். நான்காவது திட்டத்தில் இன்னும் விஸ்தரிக்கப்படுவதற்கான ஏற்பாடுகளும் இருக்கின்றன.

திரு. எம். எத்திராஜுலு : நான்காவது திட்டத்தில் மொத்தம் எவ்வளவு மாணவர்கள் பாலிடெக்னிக் ஸ்கூலில் சேரமுடியும்? எவ்வளவு திறக்கமுடியும்?

கனம் திரு. ஆர். வெங்கட்டராமன் : மேற்கொண்டு இன்னும் மூன்று பாலிடெக்னிக்குகள் கிறக்கலாம் என்று யோசனை இருக்கிறது. முடிவு எடுக்கப்படவில்லை. நான்காவது திட்டத்தின் அளவு தீர்மானித்த பிறகுதான் திட்டவட்டமாகக் கூறமுடியும்.

திரு. எஸ். கே. சம்பந்தன் : இந்தப் பள்ளிகளில் படித்து வருகிறவர்கள்—தகுதி உடையவர்கள்—சுறைவாக இருக்கிறார்கள். தகுதியுடையவர்கள் கிடைப்பது சில இடங்களில் சிரமமாக இருப்பது அமைச்சர் அவர்களுக்குத் தெரியுமா? அப்படியிருந்தால் இன்னும் அதிகமாக விரிவுபடுத்த அரசாங்கத்திற்கு யோசனை உண்டா?

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கனம் திரு. ஆர். வெங்கட்டராமன்: அந்த மாதிரி நிலைமை இப்போதில்லை. எனக்குத் தெரிந்தவரையில் போதுமான அளவுக்கு பாஸிடெக்னிக்கில் படித்தவர்கள் கிடைக்கிறார்கள். அதிகப்படியாக டிமாண்டு இல்லை. அதிகப்படியான சப்ளையும் இல்லை என்ற நிலைமைதான் இருக்கிறது.

திரு. க. அன்பழகன்: தலைவர் அவர்களே, ஆசிரியர் பயிற்சி பெற்றவர்கள், செகண்டரி கிரேடு ஆசிரியராக வருகிறவர்கள், போதுமான அளவு இல்லாததால் அந்தத் துறையிலுள்ள பயிற்சி நிலையங்களை அதிகப்படுத்த முடியுமா?

கனம் திரு. ஆர். வெங்கட்டராமன்: அது என்னுடைய சகா முதலமைச்சர் அவர்களுக்குப் போடவேண்டிய கேள்வி.

SRI M. RAJAH TYER: In the matter of admission to Polytechnic, Sir, will those students who have opted for the pre-technological courses in the S.S.L.C. be given preference?

கனம் திரு. ஆர். வெங்கட்டராமன்: பாஸிடெக்னிக் கோர்ஸ் மூன்று வருஷப்படிப்பு நம்முடைய ராஜ்யத்தில் இருக்கிறது. மத்திய அரசாங்கத்தில் இரண்டு வருஷம் பாஸிடெக்னிக் கோர்ஸ் ஆகவும் ஒரு வருஷம் பி.யு.சி. படித்தவர்களாக இருக்கவேண்டுமென்றும் நிலைமை வைத்திருக்கிறார்கள். நாம் நம்முடைய திட்டத்தை மாற்றவேண்டாமென்று முதல் வருஷத்தை Pre-Technological Course என்றும் பாக்கி வருஷத்தை பாஸிடெக்னிக் கோர்ஸ் என்றும் வைத்திருக்கிறோம். எல்லோருக்கும் அட்மிஷன் கிடைக்கும் என்று எதிர்பார்க்க முடியாது.

திரு. என். ஆர். தியாகராஜன்: தலைவர் அவர்களே, மதுரை, ராமநாதபுரம், திருநெல்வேலி ஜில்லாக்களில் ஆசிரியர் வேலைக்குப் படித்துவிட்டு வேலையில்லாமல் நுற்றுக்கணக்கானவர்கள் எனக்குத் தெரிந்தவர்கள் இருக்கிறார்கள். அவர்களுக்கு வேலை கிடைக்க ஏற்பாடு செய்யப்படுமா?

கனம் திரு. ஆர். வெங்கட்டராமன்: அது முதல் அமைச்சர் அவர்களுக்குப் போடவேண்டிய கேள்வி.

திரு. க. அன்பழகன்: தலைவர் அவர்களே, தேவையை ஒட்டி எவ்வளவு பேர் தொழில் துறையில் ஈடுபடுவதற்கு அவசியம் இருக்கிறதோ அதையொட்டி பயிற்சி அளிக்கப்படுமென்று அமைச்சர் அவர்கள் தெரிவித்தார்கள். இந்த பாஸிடெக்னிக் துறையில் பயிற்சி பெற்ற மாணவர்கள் பலர் தாங்களாகவே தனியாகத் தொழில் நடத்தக்கூடும் என்ற நிலைமை இருப்பதால் வருகிற மாணவர்களை ஒட்டி இடமளிக்க ஏற்பாடு செய்வதற்கு அரசாங்கம் முன்வருமா?

கனம் திரு. ஆர். வெங்கட்டராமன்: அதுதான் சர்க்காரின் நோக்கமும் கூட. நான்காவது திட்டத்தில் அந்த மாதிரி செய்யலாம் என்று ஏற்பாடு செய்திருக்கிறோம்.

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'For Hire' indicators on the top of the Taxis

* 115 Q.—SRI S. K. SAMBANDHAN: Will the Hon. the Minister for Industries be pleased to state—

(a) whether it is a fact that taxi owners are required to fix 'For Hire'/'Hired' signs on the roof of the taxis; and

(b) if so, the reasons therefor?

THE HON. SRI R. VENKATARAMAN: (a) Taxis are required to be fitted with 'For Hire' indicators on the top of the vehicle.

(b) Roof indicators are intended to enable the waiting passengers at a distance to know at a glance whether the vehicles are hired or not, especially at night.

SRI S. K. SAMBANDHAN: Sir, is not the Hon. Minister aware that there is a light indicator in the flag itself? When the indicator is in the meter itself, is there any necessity for an indication on the roof of the taxi?

THE HON. SRI R. VENKATARAMAN: I think Sir, an indicator on the top is more convenient to the public.

SRI M. RAJAH IYER: Sir, will the Government think of a third board 'On strike' to be installed? (laughter).

SRI S. K. SAMBANDHAN: It may be all right if taxis are fitted with the indicator on the top. Probably that is the Minister's idea. If the taxi meters are fitted outside with a light in the meter, the flag will show whether the taxi is free or engaged, and this is enough for the public. Therefore, will the Government reconsider their decision?

THE HON. SRI R. VENKATARAMAN: It is a matter of difference of opinion. In my opinion, indicators at the top are quite useful.

DR. H. V. HANDE: Sir, if the meter is fitted on the roof of the taxi, the taxi gets a slit and rain water pours in. Are the Government aware of this?

THE HON. SRI R. VENKATARAMAN: It is not true. All over the world, 'for hire' and 'hired' indicators are put up at the top only. I have not heard of this complaint.

SRI S. K. SAMBANDHAN: Even here the indicators are on the top in some taxis. Will the Government prescribe some uniform indicators for fixation at the top of the taxis?

THE HON. SRI R. VENKATARAMAN: Yes; we have prescribed certain standards. But it need not be absolutely uniform.

திரு. க. அன்பழகன்: தலைவர் அவர்களே, இந்த வாடகைக் கார்கள் தலை மேலாகவே அமைக்கப்படுகிற அடையாளங்கள் ஏற்கனவே உள்ள கார்களுக்கு இல்லாமல் புதிதாக பதிவு

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செய்யப்படும் டாக்சிகளுக்கு வற்புறுத்தப்படுகிற நிலைமையில் ஏற்கனவே வாடகை கார் வைத்திருப்பவர்கட்கு புதிய சிரமம் கொடுக்காமல் இருக்க அரசாங்கம் முன்வருமா?

கனம் திரு. ஆர். வெங்கட்டராமன்: எந்த ஒரு நல்ல சிந்திருத்தம் கொண்டுவந்தாலும் அதில் சில சிரமங்கள் இருக்கத் தான் செய்யும். பொதுமக்கள் இது நல்ல திருத்தமென்றும், வசதியாக இருக்குமென்றும் நினைக்கிறார்கள். இதில் எந்தவிதமான மாறுதலும் செய்வதற்கில்லை.

DR. H. V. HANDE: Sir, in view of the fact that these words 'For Hire'/'Hired' are not very distinct from a distance, will the Government think of a colour—red or green—to indicate whether it is hired or not?

THE HON. SRI R. VENKATARAMAN: Sir, in the western countries, when the car is hired, there will be no light, and when it is open for hire, there will be light. We have just now made a beginning. We will experiment with this and make proper changes.

DR. H. V. HANDE: Have the Government received any complaint from the taxi owners regarding this and, if so, what are the complaints?

THE HON. SRI R. VENKATARAMAN: Yes, the taxi owners' complaint is just what the hon. Member said. In my opinion, it is only a ruse. Most of the taxi owners get a permit, run the taxi for two years, and sell the car at an unconscionable rate of profit, because the condition only prescribes that the vehicle should run only for two years. Now, they think that, if a car is made to put up this hire board on the top, people will know, because of the little hole on the top, that it was once a taxi and not a private car. And that is why, I think, they are objecting to it.

State Transport Department

* 116 Q.—SRI M. SANKARALINGAM PILLAI: Will the Hon. the Minister for Industries be pleased to state—

(a) whether it is a fact that there is delay in the payment of monthly salaries, annual increments, grant of leave, etc., in the Transport Department of Kanyakumari district; and

(b) if so, the reasons for such delay?

THE HON. SRI R. VENKATARAMAN: (a) There has been no delay in the payment of salaries. There has been some delay in the grant of leave and increments.

(b) The delay in the grant of leave and increments was due to the workers having gone on strike on the 29th and the 30th April 1964. Their unauthorised absence during the period of strike is an interruption in service resulting in forfeiture of their past service under the rules. However, the Government took a lenient view and ordered the condonation of the break in service of the workers.

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The break in service has since been treated as extraordinary leave without pay and allowances and the increments are being sanctioned by the Director, Madras State Transport Department. The arrears will be paid by him shortly.

திரு. எம். சங்கரலிங்கம் பின்னே : தலைவர் அவர்களே, இந்தப் பாக்கித் தொகை உத்தேசமாக எத்தனை மாதங்களுக்குள் வழங்கப் படும்?

கனம் திரு. ஆர். வெங்கட்டராமன் : அவர்களுக்கு இந்தப் பாக்கித் தொகையைக் கொடுக்கவேண்டிய ஒரு நிலைமை இல்லை. அவர்களுடைய விதிகளின்படி அவர்களுக்கு பாக்கி தொகை கொடுப்பதற்கு அதிகாரம் இல்லை. அவர்களுடைய சர்வீஸ் டெர்மினேட் ஆகிவிட்டது என்ற நிலைமைதான் அது. இருந்தாலும் சர்க்கார் இது சம்பந்தமாக ஒரு தாராள முடிவு எடுத்து அதைக் கொடுக்கலாமென்ற முடிவுக்கு வந்திருக்கிறார்கள். அதைக் கூடிய சீக்கிரம் கொடுப்பார்கள்.

Rotary drills

* 117 Q.—SRI S. K. SAMBANDHAN : Will the Hon. the Minister for Home be pleased to state—

(a) the number of Rotary drills in charge of (i) the Assistant Agricultural Engineer at Chidambaram, and (ii) other District Agricultural Officers in South Arcot district; and

(b) the number of rotary drills in use as on date?

THE HON. SRI P. KAKKAN : (a) (i) One Rotary drill is available with Assistant Agricultural Engineer (Mechanical), Chidambaram.

(ii) Rotary drills are not available with other District Agricultural Officers in South Arcot District.

(b) The total number of Rotary drills available with the Agriculture Department is two.

(அ) (i) சிதம்பரத்திலுள்ள உதவி வேளாண்மைப் (யந்திர) பொறியாளரிடம் (Assistant Agricultural Engineer) (Mechanical) துளையிடும் சுழற்கருவி (Rotary drill) ஒன்று உளது.

(ii) தென் ஆர்க்காடு மாவட்டத்திலுள்ள ஏனைய மாவட்ட வேளாண்மை அதிகாரிகளிடம் ஷே துளையிடும் சுழற்கருவிகள் கிடையாது.

(இ) வேளாண்மைத் துறையில் மொத்தம் இரண்டு துளையிடும் சுழற்கருவிகள் உள்ளன.

திரு. எஸ். கே. சம்பந்தன் : இரண்டு ரோட்டரி டிரில்களும் இப்போது வேலை செய்யும் நிலைமையில் இருக்கின்றனவா? இதில் ஒன்றுதான் வேலை செய்கிறது, மற்றது பழுதாகி இருக்கிறது, என்பது உண்மையா?

கனம் திரு. பி. கக்கன் : அந்தத் தகவல் என்னிடம் இல்லை.

[12th August 1965]

திரு. எஸ். கே. சம்பந்தன்: தென்னார்க்காடு மாவட்டத்தில் விவசாயிகளுக்கு தேவையான தண்ணீர் (Sub-Soil water) பூமிக்கு அடியில் அதிகமாக இருக்கிறது என்பதால் அதை யெடுத்துப் பயன்படுத்த ஒரு டிரில் போதாது. அதனால் இரண்டு டிரில்களையும் தென்னார்க்காடு மாவட்டத்தில் வேலை செய்ய அரசாங்கம் உத்தரவிடுமா?

கனம் திரு. பி. கக்கன்: தென்னார்க்காடு ஜில்லாவில்தான் முதலில் முன்று டிரில்கள் வைத்திருந்தோம். சென்னை நகரத்தில் தண்ணீர் பஞ்சம் வந்ததால் கீழேயுள்ள தண்ணீரை பரிசீலனை செய்து கண்டுபிடிக்கவேண்டுமென்றும், ஆரணியாறு பகுதியிலிருந்து தண்ணீர் எடுக்க பவர்டிரில் தேவைப்படுவதால், அங்கிருந்து இங்கு கொண்டுவரப்பட்டது. அதனால் அங்கே ஒன்றுதான் இருக்கிறது.

திரு. எஸ். கே. சம்பந்தன்: இந்த மாதிரி டிரில்களுக்கு விவசாயிகளிடம் அதிகமாக டிமாண்டு இருப்பதால் மேலும் ஒன்றிரண்டு ரோட்டரி டிரில் வாங்க அரசாங்கத்திற்கு உத்தேசமுண்டா?

கனம் திரு. பி. கக்கன்: ஒன்றுமட்டுமல்ல. இன்னும் 50 பவர் டிரில்கள் வாங்குவதற்கு அரசாங்கம் பரிசீலனை செய்துவருகிறது.

திரு. எஸ். கே. சம்பந்தன்: ரோட்டரி டிரில் மிகவும் சலபமாகவும் விரைவில் துளை (போர்) போடக்கூடியதாகவும் இருப்பதால் விவசாயிகள் அதிகமாக அதை விரும்புகிறார்கள். ரோட்டரி டிரில் ஒன்று அல்லது இரண்டு வாங்க அரசாங்கத்திற்கு உத்தேசமுண்டா?

கனம் திரு. பி. கக்கன்: ஐம்பது பவர் டிரில் வாங்குவதற்கு அரசாங்கம் ஏற்பாடு செய்திருக்கிறது.

Chemically impregnated jute bags

* 118 Q.—**SRI K. S. ABDUL WAHAB:** Will the Hon. the Minister for Food be pleased to state—

(a) whether the Government are aware of the existence of chemically impregnated jute bags for effectively storing food-grains; and

(b) if so, whether such bags are being used now by the Government?

THE HON. SRI V. RAMAIAH: (a) Yes;

(b) No.

SRI K. S. ABDUL WAHAB: May I know the difference in cost for manufacturing these ordinary jute bags and chemically impregnated jute bags, Sir?

THE HON. SRI V. RAMAIAH: The particulars regarding the difference in the cost of prices are not available with me now. It is not going to be much because it is only an addition of some chemicals to the ordinary jute bag.

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SRI K. S. ABDUL WAHAB : In view of our plans for storing huge stocks of rice and paddy, etc., is it not advisable to use these chemically impregnated jute bags, Sir?

THE HON. SRI V. RAMAIAH : It has been tried in certain Central Government godowns and the experts' advice is against the use of this type of bags.

DR. H. V. HANDE : The Hon. Minister said that the advice of the experts was that these bags were unfit for storing foodgrains. Is it because it is poisonous or for any other reason, Sir?

THE HON. SRI V. RAMAIAH : Chemicals used in the bags are not good for foodstuffs.

Production of Khadi

* 119 Q.—**SRI K. S. ABDUL WAHAB :** Will the Hon. the Minister for Co-operation be pleased to state—

(a) the quantity of Khadi produced in the State during 1963-64;

(b) the target fixed for the production of Khadi during 1964-65; and

(c) amount allotted by the State Government for this purpose?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : (அ) 1963-64-ம் ஆண்டில் கதர்த் துறை உற்பத்தி செய்த கதரின் மதிப்பு ரூ. 1,25,85,000 ஆகும்.

(இ) 1964-65-ம் ஆண்டில் கதர்த் துறையின் கதர் உற்பத்தி இல்லை. மதிப்பு ரூ. 127 லட்சத்தில் உற்பத்தி மதிப்பு ரூ. 139 லட்சமாகும்.

(உ) மானிய ரீதியில் கதர் உற்பத்திக்காகவும், விற்பனைக்காகவும் மாநில அரசாங்கம் எந்தவிதமான கடனோ, மானியமோ வழங்குவதில்லை.

SRI K. S. ABDUL WAHAB : What is the amount allotted by the Central Government for the Khadi Scheme for our State during the period in question, Sir?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : கமிஷனிலிருந்து லோன் கொடுக்கிறார்கள். அந்த லோனை வாங்கி திரும்ப நாம் கொடுத்துக்கொண்டிருக்கிறோம். அவர்கள் லோனாகத்தான் கொடுக்கிறார்கள்.

SRI K. S. ABDUL WAHAB : May I know the profit and loss account of this Khadi scheme for the period in question ?

THE HON. SRI N. S. S. MANRADIAR : I have no such information.

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திரு. எஸ். கே. சம்பந்தன் : கதர் உற்பத்தித் தொழிலில் ஈடுபட்டுள்ள மக்களின் எண்ணிக்கை என்ன என்பதை அமைச்சர் அவர்கள் சொல்வார்களா ?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : இந்தக் கேள்வியில் அதற்கு விவரமில்லை.

SHRI K. S. ABDUL WAHAB : May I know the number of shops in which Khadi is sold in our State ?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : அந்தத் தகவல் என்னிடமில்லை.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, 1963-64-ல் உற்பத்தி செய்யப்பட்ட 127 லட்சம் ரூபாய் அளவு மதிப்புள்ள கதரில் இதுவரையில் எவ்வளவு விற்பனையாகியிருக்கிறது ? எவ்வளவு தேங்கியிருக்கிறது ?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : சார், அந்தத் தகவல் என்னிடமில்லை.

Co-operative Farms

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p.m.

* 120 Q.—DR. H. V. HANDE : Will the Hon. the Minister for Co-operation be pleased to state with reference to the answer given to Legislative Council Question No. 121 on 8th March 1965 :—

(a) the total acreage brought under co-operative farms in Tamilnad;

(b) the total yield of paddy from co-operative farms ;

(c) whether there has been any substantial increase in yield on account of co-operative farms; and

(d) the basis on which farms are brought under the co-operative farm scheme ?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : (அ) தமிழ்நாட்டில் 42,914 ஏக்கர் 92 சென்ட் நிலம் பல்வேறு வகைக் கூட்டுறவுப் பண்ணைச் சங்கங்களின்கீழ் கொண்டுவரப்பட்டுள்ளது.

(இ) 1,12,415 குவின்டல் (ஒரு லட்சத்து பன்னிரண்டாயிரத்து நானூற்றுப் பதினைந்து குவின்டல்) நெல் விளைந்தது. அதன் மதிப்பு ரூ. 36,29,306 (முப்பத்தாறு லட்சத்து இருபத்தொன்பதாயிரத்து முன்னூற்று ஆறு ரூபாய் மட்டும்) ஆகும்.

(உ) கூட்டுறவுப் பண்ணையின்கீழ் கொண்டுவரப்பட்ட நிலங்களிலிருந்து கிடைத்த விளைச்சல், அவை அவ்வாறு கூட்டுறவுப் பண்ணையின்கீழ் கொண்டுவரப்படுவதற்கு முன்பு அவற்றில் கிடைத்த விளைச்சலைவிட அதிகமாகவே இருந்தது.

(எ) தனித்தனி பட்டாதார்களின் பட்டா நிலங்களை ஒருங்கு சேர்ப்பதன்மூலம் கூட்டுப் பண்ணைச் சங்கங்கள் அமைக்கப்படுகின்றன. பட்டாதார்கள் அவற்றில் அங்கத்தினர்களாகச்

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சேர்த்துக்கொள்ளப்படுகிறார்கள். அங்கத்தினர்கள் ஒருங்கு திரட்டிய நிலங்களுடைய மதிப்பின் விகிதாசாரப்படி அவர்களுக்கு நிலப்பங்கிடு கொடுக்கப்படுகிறது. மேலும் அவர்கள், ஈட்டுகிற ஊதியத்தின் அடிப்படையில் போனஸ் தொகையையும் அவர்கள் பெறுவர். தொகுப்புப் பண்ணைச் சங்கங்கள் அரசாங்கத் தரிக் நிலங்களில் அமைக்கப்படுகின்றன. அந்த நிலங்கள் அச் சங்கங்களுக்குச் சொந்தமாகிவிடும். நிலமில்லாத தொழிலாளிகள் அவற்றில் அங்கத்தினர்களாகச் சேர்க்கப்படுகிறார்கள். அவர்கள் செய்யும் வேலைக்கேற்பக் கூலி வழங்கப்படுகிறது. கிராமதான நிலங்களில் அமைக்கப்படும் சங்கங்களைப் பொறுத்தவரையில், அங்கத்தினர்கள் இச் சங்கங்களுக்குத் தங்கள் நிலங்களைத் தானமாகக் கொடுத்துள்ளார்கள். இச்சங்கங்களின் துணை விதிகளை அனுசரித்து, அங்கத்தினர்கள் கூட்டாகவோ அல்லது தொகுதிகளிலோ அல்லது தனித்தனியாகவோ இந்த நிலங்களைச் சாகுபடி செய்கிறார்கள்.

நிலக் குடியேற்றச் சங்கங்கள் அரசாங்கத் தரிக் நிலங்களில் அமைக்கப்படுகின்றன. அந்த நிலங்கள் அச் சங்கங்களுக்குச் சொந்தமாகிவிடும். அந்த நிலங்கள் சுமார் 4 அல்லது 5 ஏக்கர் கொண்ட நிலத் தொகுதிகளாகப் பிரிக்கப்பட்டு, அங்கத்தினர்கள் தனித்தனியாகச் சாகுபடி செய்வதற்கென அவர்களுக்கு வழங்கப்படுகின்றன.

குத்தகைக்காரர் பண்ணைச் சங்கங்கள் பொது டிரஸ்டு நிலங்களில் அமைக்கப்படுகின்றன. அவற்றில் சாகுபடி செய்யும் குத்தகைக்காரர்கள் அங்கத்தினர்களாயிருப்பார்கள். இச் சங்கங்கள் பொது டிரஸ்டுகளிடமிருந்து நிலங்களைக் குத்தகைக்கு எடுத்துக்கொண்டு, அங்கத்தினர்கள் தனித்தனியாகச் சாகுபடி செய்வதற்காக அவர்களுக்குப் பிரித்துக் கொடுக்கின்றன. மேலும், அவை, பொது டிரஸ்டுகள் குறிப்பிடுகிற குத்தகைத் தொகைகளை அங்கத்தினர்களிடமிருந்து வசூலித்து அவற்றை டிரஸ்டுகளிடம் செலுத்துகின்றன.

திரு. கே. பாலசுப்ரமணிய அய்யர் : கூட்டுறவுப் பண்ணையில் இருந்து விவசாயம் செய்வதற்கு விவசாயிகள் நிலம் கொடுக்கிறார்கள். பண்ணையிலிருந்து திரும்பிக்கொடுக்கும் போது அவர்கள் கொடுத்த நிலத்தைக் கொடுக்கிறார்களா வேறு ஏதாவது நிலம் கொடுக்கப்படுகிறதா?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : அவர்கள் எல்லாம் ஐர்யிண்ட் பட்டாவாக இருக்கிறார்கள். ஒன்றுசேர்ந்து கூட்டுப் பண்ணை வைத்து சாகுபடி செய்கிறார்கள். திரும்பிக் கொடுக்கும் போது அவர்களுடைய நிலம் அவர்களுக்கே கொடுக்கப்படும்.

DR. H. V. HANDE : In his statement the Hon. Minister has stated that the results are encouraging. In view of the encouraging results, with the Hon. Minister try to bring in more acres under the co-operative farming?

[12th August 1965]

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : சார், இப்போது நடந்துவருகிற கூட்டுறவு பண்ணைகள் நல்ல ஒழுங்கான முறையில் நடத்த ஏற்பாடு செய்துவிட்டு, அடுத்த யோசனை செய்யவேண்டுமென்று சம்பந்தில் முதலமைச்சர் தலைமையில் கூடி யோசித்தோம். ஆகையால் இனிமேல் நல்லமுறையில் இருப்பதை நடத்துவதென்றும் புதிதாக நடத்த பிறகு முயற்சி எடுத்துக் கொள்ளலாமென்றும் இருக்கிறது.

திரு. வி. கே. ராமசாமி முதலியார் : இவைகள் எல்லாம் லாபத்தில் வேலை செய்கிறதா? நஷ்டத்தில் வேலை செய்கிறதா?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : சார், நான் என்னுடைய முதல் கேள்விக்கு அளித்த பதிலில் தெளிவாகச் சொன்னேன். உற்சாகமாக வேலை செய்தால் இன்னும் லாபம் கிடைக்கும்.

திரு. எஸ். கே. சம்பந்தன் : கூட்டுறவு விவசாய சங்கங்களுக்கு எந்தெந்த மாதிரியான உதவிகள் அரசாங்கம் அளிக்கிறது? சாதாரண விவசாயிகளுக்கு கிடைப்பதைவிட வேறு தனிப்பட்ட சலுகைகளோ, கடன்களோ கொடுக்கப்படுகின்றனவா?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : சார், இந்த கூட்டுறவு பண்ணைகள் இரண்டு மூன்று வகைகளாக இருக்கின்றன. எடுத்துக் கொள்ள, உழுவதற்கு கலைப்பை முதலியன வாங்க, கிணறுகள் வெட்டுவதற்காக, இன்னும் உழவுக்கான சாதனங்களை யெல்லாம் வாங்குவதற்குத்தான் அவர்களுக்குக் கடன் கொடுக்கப்படுகிறது.

திரு. என். ஆர். தியாகராஜன் : இந்த கூட்டுறவு பண்ணைகள் லாபமும் இல்லாமல் நஷ்டமும் இல்லாமல் நல்லமுறையில் நடப்பதற்கு முயற்சி எடுத்துக்கொள்ளப்படுமா?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : சார், பொதுவாகவே எந்த தொழிலிலும் லாபம் வேண்டுமென்றுதான் கருதுவார்கள். கூட்டுறவுப் பண்ணையில் போடுகிற தொகை நல்லமுறையில் விநிய வேண்டுமென்ற கருத்தோடுதான் செய்யப்படுகிறது.

DR. H. V. HANDE : On the 8th March 1965 when the Hon. Minister gave his answer to a similar question, he said the results were not encouraging. But now in answer to the present question the Hon. Minister says the results are encouraging. Are not these answers contradictory?

கனம் திரு. என். எஸ். எஸ். மன்றாடியார் : சில இடங்களில் நல்ல நிலமாக இருந்தால் நல்ல விளைச்சல் வருகிறது இன்னும் சில இடங்களில் குறைவாக இருக்கிறது. மொத்தத்தில் பார்த்தால் வேலை செய்வதைப் பொருத்தத்தான் கிடைக்கிறது. எவ்வளவு என்ற விவரம் இல்லை. புதிதாக அமைக்கவேண்டாமென்று முடிவு செய்திருக்கிறோம்.

12th August 1965]

Development of Tamil language

* 121 Q.—SRI K. S. ABDUL WAHAB: Will the Hon. the Chief Minister be pleased to state—

(a) whether any grant is given to the State Government by the Government of India towards the development of Tamil language during 1963–64; and

(b) if so, the amount given?

THE HON. SRI M. BHAKTAVATSALAM: (a) Yes;

(b) Rs. 37,800.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, இந்தத் தொகை தமிழ் வளர்ச்சிக்கு எந்த முறையில் பயன்படுத்தப்படுகிறது. மாநில அரசாங்கம் செய்கிற செலவில் இது ஒரு பகுதியாக ஏற்கப்படுகிறதா?

THE HON. SRI M. BHAKTAVATSALAM: With your permission, Sir, I would like to give some details about these schemes. Under this scheme of aid offered by the Central Government and the State Government various items of development such as preparation and publication of encyclopaedias, books of knowledge, bilingual dictionary, popular books on science and culture, old manuscripts or rare books, etc., have been recognised. Institutions engaged in similar activity for the development of modern languages will be eligible for assistance from the Government of India. The Central assistance will generally be limited to 50 per cent of the expenditure incurred by the State Governments and/or Institutions concerned on approved schemes but in special cases the grant may be raised even up to hundred per cent subject to availability of funds. State Governments will be at liberty to recommend grants to private institutions and in such cases, the Central grant will be equal to the assistance by the State Government. During the year 1962–63 the following schemes were recommended to the Government of India for financial aid under the above scheme:—

(1) Compilation and publication of Children's encyclopaedia in Tamil by the Tamil Academy, Madras.

(2) Scheme for the preparation and publication of authentic History of Tamil people.

(3) Publication of an English-Tamil Dictionary under the auspices of the University of Madras.

(4) Bringing out lucid commentaries for all Sangam Classics by the Madras Presidency Tamil Sangam.

(5) Preparation of a Dictionary in Tamil on Historical principles under the Auspices of the Annamalai University.

Out of the above five schemes recommended, the Government of India agreed to sanction financial assistance only to two schemes, that is, (1) and (2).

[12th August 1965]

The estimated cost of the first scheme, that is, compilation and publication of children's encyclopaedia is Rs. 11.43 lakhs. Towards this project, the Government of India have sanctioned the payment of a grant of Rs. 5.5 lakhs or one half of the actual expenditure, whichever is less. Grant is payable in instalments. Out of the sanctioned sum, a sum of Rs. 30,000 was released as first instalment in the year 1963-64.

Towards the second scheme approved, that is, the bringing out of lucid commentaries of Sangam classics, the Government of India have agreed to meet 50 per cent of the actual expenditure incurred by the Sangam, and sanctioned the payment of a sum of Rs. 7,800 to the Sangam on the basis of expenditure of Rs. 15,600 for the year 1963-64. They have also sanctioned the second instalment of Rs. 7,800 for the year 1964-65.

As against this Government share towards these schemes, this Government have sanctioned the payment of a grant of Rs. 2,00,000 or 25 per cent of the actual expenditure whichever is less, for the compilation and publication of a children's encyclopaedia in Tamil by the Tamil Academy.

Towards the scheme of bringing out lucid commentaries for Sangam classics, this Government have agreed to sanction 25 per cent of the actual expenditure incurred by the Sangam and sanctioned the payment of Rs. 7,800 during the two years 1963-64 and 1964-65.

SRI K. S. ABDUL WAHAB : What is the total amount our State Government spent for the development of Tamil?

THE HON. SRI M. BHAKTAVATSALAM : As and when the schemes are accepted and sanctioned, the Government incur expenditure annually. I do not have figures as to the total amount.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, அரசாங்கத் துறையில் தமிழ் மொழியை ஆட்சிமொழியாக ஆக்குவதற்கு ஏற்பட்டிருக்கிற டைரக்டர் புதிய நிறுவனரின் அமைப்பு எந்தெந்த அடிப்படையில் அமைக்கப்பட்டிருக்கிறது? அந்த அமைப்பு மூலமாக நடைபெறுகிற பல வளர்ச்சிச் செலவுகளுக்கு மத்திய அரசாங்கத்தின் உதவி கிடைக்குமா?

கனம் திரு. எம். பக்தவத்சலம் : மத்திய அரசாங்கத்தின் உதவி இப்போது நான் தெரிவித்த விவரப்படி சில கட்டங்களில் கிடைக்கிறது. அத்தோடு தமிழ் டெவலப்மென்ட் டைரக்டரேட்கவணிக்கும். நாமே புத்தகங்களை போடுகிறோம்.

தமிழ் வளர்ச்சிச் கழகம் என்று வைத்து பிரசுரிக்கிறோம். அதற்கு 10 லட்சம் ரூபாய் ஒதுக்கி வைத்திருக்கிறோம். இதுவரையில் 70 புத்தகங்களுக்குமேல் போடப்பட்டிருக்கின்றன. மேலும் புத்தங்கள் அதிகமாகவும் வேகமாகவும் வெளியிடப்படும்.

[12th August 1965]

Cheap editions of Text books

* 122 Q.—SRI K. S. ABDUL WAHAB: Will the Hon. the Chief Minister be pleased to state—

(a) whether there is any proposal to produce and distribute cheap editions of text books; and

(b) if so, the details thereof?

THE HON. SRI M. BHAKTAVATSALAM: (a) No.

(b) Does not arise.

SRI K. S. ABDUL WAHAB: May I know, Sir, whether there is any proposal to supply text-books free of cost to the poor students?

THE HON. SRI M. BHAKTAVATSALAM: So far as the Government are concerned, the text-books that are prepared by the Government are to be sold on the basis of no-profit-no-loss basis. Therefore, I have answered that there is no proposal to publish what is called a cheap edition. There is of course a proposal which is under consideration. We propose to initiate it during the Fourth Plan period, if not earlier. The proposal is to supply text-books free of cost to poor children ranging from 33-1/3 per cent to 50 per cent of children in the elementary schools.

SRI K. S. ABDUL WAHAB: Have the Government supplied, last year, free of cost, text-books to poor children?

THE HON. SRI M. BHAKTAVATSALAM: I do not have the information with me, Sir.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, இந்த ஆரம்பப்பள்ளி மாணவர்களுக்கான புத்தகங்கள் வெளியிடுவதற்காக வெளிநாட்டிலிருந்து விலை குறைவாக அல்லது இலவசமாக ஏராளமான தான் அரசாங்கத்திற்கு வழங்கப்பட்டிருக்கிறது என்ற செய்தியிருக்கிறதே, அப்படி வழங்கியதின் காரணமாக புத்தகங்கள் விலையைக் குறைத்து வழங்கும் நிலை உண்டா?

3-30
p.m.

கனம் திரு. எம். பக்தவத்சலம் : தான் வழங்கப்பட்டிருக்கிறது. தான் முன்பே கூறினேன். புத்தகங்கள் விலை லாபமும் இல்லாத நஷ்டமும் இல்லாத வகையில்தான் எல்லாவற்றையும் எவ்வளவு நயமாகக் கொடுக்கமுடியுமோ அப்படி கொடுக்கப்படுகிறது. மொத்தத்தில் மார்க்கெட் விலைக்கு இந்த விலை மலிவாகத்தான் இருக்கிறது.

District Board High Schools

* 123 Q.—SRI M. RAJAH IYER: Will the Hon. the Chief Minister be pleased to state—

(a) whether there is any proposal to entrust the Education Standing Committee of the Development Councils with the responsibility of managing District Board High Schools; and

(b) if so, the details thereof?

[12th August 1965]

THE HON. SRI M. BHAKTAVATSALAM : (a) No ;

(b) Does not arise.

SRI M. RAJAH IYER : May I know, Sir, whether the policy of the Government, as stated in the budget, is to take over these district board schools under Government management?

THE HON. SRI M. BHAKTAVATSALAM : There is no need to further take over. The Government have already taken over. They are called district board schools but they are managed by Government.

Co-operative Housing Societies

* 124 Q.—SRI N. R. THIAGARAJAN : Will the Hon. the Minister for Industries be pleased to state the reasons for not sanctioning funds, from April 1962, to the Co-operative Housing Societies within the jurisdiction of the Deputy Registrar of Co-operative Societies, Periyakulam?

THE HON. SRI R. VENKATARAMAN : A statement is placed on the Table of the House.

திரு. என். ஆர். தியாகராஜன் : தலைவர் அவர்களே, தேசிய நெருக்கடி வந்தபின்பு மொத்தத்தில் 2 கோடி ரூபாய்க்கு மேல் கடன் கொடுக்கப்பட்டிருக்கிறது. அப்படியிருந்தும் கூட பெரிய குளம் பெட்டி ரிஜிஸ்ட்ரார் தனக்கு சொந்தமாக இருக்க வீடு இல்லாதபோது மற்றவர்களுக்கு வீடு கட்டுவதற்குக் கொடுப்பதா என்ற எண்ணத்தோடு யாருக்கும் கடன் கொடுக்காமல் வைத்திருக்கிறார். அந்த ஜூரிஸ்டிக்ஷனில் இருபது சங்கங்களுக்கு மேல் இருக்கிறது. ஒரு சங்கத்திற்கு மாத்திரம் கொடுத்து அந்த ரிகார்டுகளை அனுப்பியிருக்கிறார்கள். ஆகவே அவர் மீது நடவடிக்கை எடுக்கப்படுமா?

கனம் திரு. ஆர். வெங்கட்டராமன் : இரண்டாவது கேள்விக்கு அதாவது, இந்தச் சங்கத்திற்கு பணம் கொடுக்கப்படுமா, என்ற விஷயத்தில் இன்றைக்குத்தான் முடிவு எடுத்து இருக்கிறார்கள். இதுவரையில் கொண்டிருந்த முடிவுப்படி, வீடுகட்டுவதற்குக் கொடுப்பதில்லை என்பதை எடுத்துவிடுவது என்றும் பணஉதவி கொடுப்பது என்றும் முடிவாகியிருக்கிறது. இரண்டாவதாகக் குறிப்பிட்ட அந்த ஆபீசர் மீது நடவடிக்கை எடுக்கவேண்டுமென்பதற்கு தனியாகக் கேள்வி போட்டு எல்லா விவரங்களையும் கொடுத்து எழுதினால் அது பரிசீலனை செய்யப்பட்டு ஒழுங்காக இருக்கிறதா என்று பார்க்கப்படும்.

திரு. என். ஆர். தியாகராஜன் : தலைவர் அவர்களே, வீடுகட்டும் சங்கங்களின் அதிகாரிகள் வீடுகளை வந்துபார்க்கும்போது வீடு கட்டி முடித்திருந்தால், வீடு கட்டிமுடிந்துவிட்டது. இனிமேல் கடன் கொடுக்கமாட்டோம் என்றும், கட்டாமல் பாதியில் இருந்தால் நீங்கள் கட்டவில்லை, அதனால் கடன் கொடுக்கமாட்டோம்

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என்றும் இரண்டுவகையிலும் பணம் கொடுக்காமல் இருப்பதற்கு வழி செய்கிறார்கள். ஆகையால் சட்டத்தைத் திருத்தி அறை குறையாக இருந்தாலும் அவற்றிற்கு பணம் கொடுக்க சரியான உத்தரவு போடப்படுமா?

கனம் திரு. ஆர். வெங்கட்டராமன் : இப்போது சரியான உத்தரவுகள் தான் இருக்கின்றன. முடிந்த விடுகளுக்குக் கடன் கொடுப்பதில்லை. கூட்டுறவு விடுகட்டும் சங்கங்கள் அவற்றிற்குக் கொடுக்கமுடியாது. கட்டாமல் இருந்தால் கட்டவேண்டிய ஸ்டேஜ் பிரகாரம் பார்த்துப் பணம் கொடுக்கப்படும். அதனால் விதிகளை மாற்றுவது என்பது அவசியமாகத் தெரியவில்லை.

Construction of Houses at Allinagaram by the State Housing Board

* 125 Q.—SRI N. R. THIAGARAJAN : Will the Hon. the Minister for Industries be pleased to state—

(a) whether there is any proposal to construct houses by the State Housing Board at Allinagaram, Madurai district; and

(b) if so, the stage at which the matter now stands?

THE HON. SRI R. VENKATARAMAN : (a) Yes.

(b) The matter is under correspondence with the Special Officer, Allinagaram Municipality, about the source of financing the Scheme and the agency to execute and maintain it.

திரு. என். ஆர். தியாகராஜன் : அங்கே இடம் வேண்டுமென்று கேட்டபோது, முனிசிபல் இடமாக இருந்த இரண்டு ஏக்கரைக் கொடுப்பதாக நாங்கள் வாக்குறுதி கொடுத்திருக்கிறோம். சர்க்கார் பண உதவி செய்து வீடு கட்ட ஏற்பாடு செய்வார்களா?

கனம் திரு. ஆர். வெங்கட்டராமன் : பணம் ஏந்த சோர்சி விருந்து வாங்குவது, வீடுகள் ஏந்த அத்தாரிடி கட்டுவது என்பதெல்லாம் இப்போது கடிதப் போக்குவரத்தில் இருந்து கொண்டிருக்கிறது.

Soil Conservation Centres

* 126 Q.—SRI M. SANKARALINGAM PILLAI : Will the Hon. the Minister for Home be pleased to state—

(a) the number of Soil Conservation Centres established in the State; and

(b) the area covered in Kanyakumari and Tirunelveli Districts under the scheme?

THE HON. SRI P. KAKKAN : (a) Seventeen Soil Conservation Centres (Sub-divisions) have been established in this State. In addition to this, a section is also functioning in Kanyakumari district from 1964-65 onwards to execute Soil Conservation Works.

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(b) The area covered with Soil Conservation measures upto April 1965, in Tirunelveli and Kanyakumari districts is 15,611.12 and 127.05 acres respectively.

(அ) இம் மாநிலத்தில் பதினேழு மண்வளப் பாதுகாப்பு நிலையங்கள் (சட்டிஷன்கள்) ஏற்படுத்தப்பட்டுள்ளன. இவை தவிர, மண்வளப் பாதுகாப்பு வேலைகளை நிறைவேற்ற 1964-65 முதல் கன்னியாகுமரி மாவட்டத்தில் ஒரு பிரிவு செயல்பட்டு வருகிறது.

(இ) 1965 ஏப்ரல் முடிய திருநெல்வேலி மாவட்டத்தில் 15,611.12 ஏக்கர்களும், கன்னியாகுமரி மாவட்டத்தில் 127.05 ஏக்கர்களும் மண்வளப் பாதுகாப்புத் திட்டத்தின் கீழ்க் கொண்டு வரப்பட்டுள்ளன.

திரு. எம். சங்கரலிங்கம் பிள்ளை : தலைவர் அவர்களே, இந்த மண்வளப் பாதுகாப்பு திட்டப்படி நிலத்தில் பாதுகாக்கும் வேலைகளை காண்ட்ராக்ட் மூலமாகச் செய்கிறார்களா, நேரடியாக அரசாங்கமே ஏற்றுச் செய்கிறதா?

கனம் திரு. பி. கக்கன் : விவசாயிகளுக்குக் கடன் கொடுக்கப் படுகிறது. கடன் கொடுத்தபிறகு வேலையைக் கண்காணித்தும் வருகிறோம். அதிகாரிகளுடைய ஆலோசனையின்படி விவசாயிகள் வேலை செய்யவேண்டும். அப்படி செய்ய வசதியில்லாத சமயத்தில் காண்ட்ராக்டர்கள் அந்த வேலையை மேற்கொள்ள விடுகிறோம்.

திரு. வி. கே. ராமசாமி முதலியார் : மண்வளப்பாதுகாப்புத் திட்டம் எல்லாம் மாவட்டங்களிலும் விஸ்தரிக்கப்பட்டிருக்கிறதா? அப்படியானால் இதுவரையில் எத்தனை ஆயிரம் ஏக்கர்கள் இதில் பூர்த்தியாகியிருக்கிறது?

கனம் திரு. பி. கக்கன் : மொத்தம் 3,17,204 ஏக்கருக்கு ஏற்பட்டிருக்கிறது. 1961-62-ல் 78,380 ஏக்கர், 1962-63-ல் 32,900 ஏக்கர், 1963-64-ல் 48,900 ஏக்கர், 1964-65-ல் 68,885 ஏக்கர், 1965-66-ல் கிட்டத்தட்ட 89,507 ஏக்கர்.

Adulteration of turmeric

* 127 Q.—SRI S. K. SAMBANDHAN : Will the Hon. the Minister for Public Health be pleased to state—

(a) whether any prosecution has been launched for the adulteration of turmeric during 1964-65; and

(b) if so, the number of such cases?

THE HON. SRIMATHI JOTHI VENCATACHELLUM : (a) Yes.

(b) 95 Cases.

SRI S. K. SAMBANDHAN : Sir, what is the nature of adulteration of these cases?

THE HON. SRIMATHI JOTHI VENCATACHELLUM : Chloromite lead.

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SRI S. K. SAMBANDHAN : How does it affect the human system? Does it produce gastric trouble?

THE HON. SRIMATHI JOTHI VENCATACHELLUM : Anything in excess is bound to create trouble.

SRI G. KRISHNAMOORTHY : Sir, there is this colouring of the turmeric. How are the public to distinguish one from the other?

THE HON. SRIMATHI JOTHI VENCATACHELLUM : Turmeric obtains a certain percentage of lead by colouring. It results in more turmeric by only 2.5 per cent which, according to the medical stipulation, the human system can tolerate. Anything in excess of this is not accepted.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, இது வரையில் தொடரப்பட்ட வழக்குகளில் எத்தனை வழக்குகளில் தண்டனை கிடைத்திருக்கிறது? எத்தனையில் விடுதலை பெற்றிருக்கிறார்கள்?

கனம் திருமதி. ஜோதி வெங்கடாசலம் : அதற்கு தனி கேள்வி போடவேண்டும்.

SRI G. KRISHNAMOORTHY : Sir, is there any process by which the layman can find out the adulteration?

THE HON. SRIMATHI JOTHI VENCATACHELLUM : No, Sir. Only by analytical report, that will be possible.

திரு. எம். சங்கரலிங்கம் பிள்ளை : இந்தக் கலப்படத்தில் விற்பனை செய்கிறவர்கள் அகப்பட்டுக்கொள்கிறார்கள். உற்பத்தி யாளர்கள் தப்பித்துக்கொள்கிறார்கள். அதைக் கண்டு பிடிக்க வழி செய்யப்படுமா?

கனம் திருமதி ஜோதி வெங்கடாசலம் : இவைகள் எல்லா வற்றையும் ஆராய்ந்து பப்ளிக் ஹெல்த் டிபார்ட்மெண்டில் பார்த்திருக்கிறார்கள். உற்பத்தி செய்யும் அளவில் உற்பத்தி யாளர்கள் பூமியில் போடக்கூடிய உரங்களைப் போடும்போது அதில் lead content அதிகமாக இருக்கிறது என்று கூறுகிறார்கள். அதையெல்லாம் அரசாங்கம் ஆராய்ந்து வருகிறது.

SRI G. KRISHNAMOORTHY : Sir, have the Government just any proposal to classify the production of turmeric, namely, one for domestic consumption and the other for use of chemical purposes, and allow only the other sort to be coloured like this?

THE HON. SRIMATHI JOTHI VENCATACHELLUM : That is not possible.

திரு. எம். சங்கரலிங்கம் பிள்ளை : விரலி மஞ்சளில் கலப்பதற்கு சில வேர்களை வெட்டி அதில் சாயம் தோய்த்து வியாபாரிகளுக்கு அனுப்புகிறார்கள். வியாபாரிகளைக் கேட்கும் போது இன்ன இடத்திலிருந்து வாங்கினோம் என்று சொன்னாலும் அவர்கள் மீது

[12th August 1965]

District Headquarters Hospitals

வழக்கு தொடரப்படுகிறது. கலப்படம் செய்து கொடுத்தவர்களை வழக்கில் சேர்த்துக்கொள்ளப்படுவதில்லை. விதிகளை மாற்றி பெரும் வியாபாரிகளை சேர்த்து வழக்குபோட ஏற்பாடு செய்யப்படுமா?

கனம் திருமதி ஜோதி வெங்கடாசலம் : 'ரீடெய்ல்' வியாபாரிகள் மொத்த வியாபாரிகளிடமிருந்து வாங்கும்போது ஒரு சர்ட்டிபிகேட் மாதிரி வாங்கச் சொல்லி அரசாங்கம் உத்தரவு பிறப்பித்திருக்கிறார்கள். மொத்த வியாபாரிகளிடமிருந்து வாங்கும்போது எவ்வளவு என்ன தரத்தில் என்றெல்லாம் ஸ்பெசிபிகேஷன் போட்டு சர்ட்டிபிகேட் மாதிரி அவர்களிடம் ரீடெய்ல் வியாபாரிகள் வாங்குவதில்லை. சர்ட்டிபிகேட் புரொடியூஸ் செய்வது இயலவில்லை என்று கூறிக்கொண்டிருக்கிறார்கள். அதை அரசாங்கம் வற்புறுத்துகிறது.

*District Headquarters Hospitals*3-40
p.m.

* 128 Q.—SRI M. SANKARALINGAM PILLAI: Will the Hon. the Minister for Public Health be pleased to state—

(a) the names of the Districts where there are paying wards in the District Headquarters Hospitals in the State; and

(b) whether there is any proposal to open such wards in the Districts where there are no such paying wards in the District Headquarters Hospitals?

THE HON. SRIMATHI JOTHI VENCATACHELLUM: (a) Paying wards are available in all the 12 districts in the State.

(b) Does not arise.

DR. H. V. HANDE: Are there further gradations in the paying wards or is there only one gradation?

THE HON. SRIMATHI JOTHI VENCATACHELLUM: There are three classes of wards, namely, 'A', 'B' and 'C'.

DR. H. V. HANDE: What is the difference in treatment between paying wards and non-paying wards?

THE HON. SRIMATHI JOTHI VENCATACHELLUM: There would not be any difference in treatment. Treatment will be the same with reference to the diseases. But with reference to the wards, there will be difference in payment.

DR. H. V. HANDE: In view of the fact that each paying ward occupies huge space and also in view of the fact that the Government are firm in their conviction to ensure socialism, are they prepared to abolish the paying wards and have more general wards, Sir?

THE HON. SRIMATHI JOTHI VENCATACHELLUM: That was once considered and given up, because certain classes of people do need certain privacy. For that reason special wards cannot be abolished.

12th August 1965]

Welcome addresses to political leaders by panchayats

* 129 Q.—SRI S. K. SAMBANDHAN : Will the Hon. the Minister for Local Administration be pleased to state—

(a) whether the Government are aware of the fact that the Panchayats are spending money in giving welcome addresses to political leaders;

(b) whether the Government have authorised the Panchayats to spend money on such welcome addresses; and

(c) if so, the amount that each Panchayat can incur on welcome addresses to leaders of political parties?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : (அ) ஒருசில பஞ்சாயத்துக்கள் இவ்வாறு செய்துள்ளது அரசாங்கத்தின் கவனத்திற்கு வந்துள்ளது.

(இ) இல்லை.

(உ) இக் கேள்விக்கு இடமில்லை.

திரு. எஸ். கே. சம்பந்தன் : அந்த மாதிரி பஞ்சாயத்துக்கள் கொடுக்கக்கூடாது என்றிருக்கும்போது கொடுத்திருக்கிற பஞ்சாயத்துக்கள் மீது ஏதாவது நடவடிக்கை இதுவரை எடுக்கப்பட்டிருக்கிறதா? எடுப்பதற்கு இனியாகிலும் அரசாங்கத்திற்கு உத்தேசமிருக்கிறதா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : ஜில்லா அளவில் அவர்கள் பஞ்சாயத்து இன்ஸ்பெக்டர் என்ற முறையில் கலெக்டரிடம் அனுமதி வாங்கித்தான் ஆகவேண்டும். ஆனால் ராமநாதபுரத்தில் அதுமாதிரி சில பஞ்சாயத்துக்கள் சில அரசியல் தலைவர்களுக்கு வரவேற்பு அளித்தது என்று சர்க்கார் கவனத்திற்கு வந்தது. அதை கலெக்டர் பார்த்து முடிவு செய்யவேண்டியது.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, அரசியல் தலைவர்களுக்கு பஞ்சாயத்து வரவேற்பு அளித்தால் முன்கூட்டியே அனுமதி பெறவில்லையென்றால் அதனால் ஏற்படுகிற செலவுகளுக்குத் தான் தலைவர் பொறுப்பேற்க வேண்டுமா? முன்கூட்டியே செலவுக்கு அனுமதி வாங்காத மன்றத்தின் மீது நடவடிக்கை எடுக்கப்படுமா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : பஞ்சாயத்து யூனியன் விதிகள் பிரகாரம் பஞ்சாயத்துக்களுக்கு கலெக்டர் மேல் அதிகாரி, முனிசிபாலிட்யாக இருந்தால் சர்க்காரிடமே நேரடியாக அனுமதி வாங்கித்தான் செலவழிக்கவேண்டும். சர்க்கார் அனுமதி வாங்காமல் செலவழித்தால் தவறுதான்.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, நான் கேட்கிற விளக்கம், சர்க்கார் அனுமதி இல்லாமல் செலவழிக்கப்பட்டால் செலவழிக்கப்பட்ட தொகையை பஞ்சாயத்துத் தலைவர் கொடுக்க வேண்டுமென்று இலாகா அதிகாரிகள் வற்புறுத்துவார்களா? மாருதவேறு விதமான நடவடிக்கை எடுப்பார்களா?

[12th August 1965]

கனம் திரு. எஸ். எம். ஏ. மஜீத் : இதில் பணம் சம்பந்தமான பிரச்சனை மட்டும் அடங்கிவிடவில்லை. கொள்கை சம்பந்தப்பட்ட பிரச்சனையும் அடங்கியிருக்கிறது. ஏதாக இருந்தாலும் நடவடிக்கை எடுக்க தயங்கமாட்டார்கள்.

திரு. எஸ். கே. சம்பந்தன் : அவ்வாறு வரவேற்பு கொடுப்பது இப்போது சர்வ சாதாரணமாகிவிட்டது, என்பது அரசாங்கத்திற்குத் தெரியுமா? அது அவசியம் இல்லாததால் அரசாங்கத்தினிடம் பர்மிஷன் வாங்கியும் கூட அதைச் செய்யக்கூடாது என்று அறவே தடைசெய்து உத்தரவு போட அரசாங்கத்திற்கு யோசனை உண்டா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : அம்மாதிரி உத்தேசம் எதுவும் இல்லை.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, அமைச்சர்களுக்கு வரவேற்பு அளிக்கும்போது அனுமதி பெற்றுக்கொண்டுதான் வரவேற்பு அளிக்கப்படுமா? அனுமதி இல்லாமல் கூட அளிக்கப்படுமா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : மத்திய, மாநில அமைச்சர்கள், கவர்னர் போன்றவர்களுக்கு மட்டும் வரவேற்பளிக்க பணம் செலவழிக்கலாம், அதற்கு அனுமதி தேவையில்லை என்று ஏற்கனவே உத்தரவிருக்கிறது.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, அமைச்சர்களுக்கு வரவேற்பு அளிக்க இந்த அளவு தொகை செலவழிக்கலாம் என்றும் மற்றவர்களுக்கு அந்த அளவுத் தொகை செலவழிக்க அனுமதியில்லை என்று அரசாங்கம் சொல்கிறதா? அந்தத்தொகை செலவழித்து வரவேற்பு அளிப்பதுதான் அரசாங்கத்தின் கொள்கைக்கு மாறுபட்டதா? அல்லது மற்றவர்களை வரவேற்பதே மாறுபட்டதா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : முன் அனுமதி பெற்று அவர்கள் செலவழித்துக் கொள்ளலாம். பஞ்சாயத்துக்கள் சம்பந்தப்பட்ட வரையில் அவைகளுக்கு பணவசதி இருக்கிறதா, பொதுச் செலவுகளுக்கு எல்லாம் போக வரவேற்பு அளிக்க போதுமான பணம் இருக்கிறதா, என்பதைக் கருதித்தான் அனுமதி அளிக்கப்படும்.

* 130 Q.—SRI S. K. SAMBANDHAN : Will the Hon. the Minister for Local Administration be pleased to state whether there is any provision for Municipalities and Panchayats to accord welcome addresses to political leaders?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : மாண்புமைய பெரியார்கள் நகராட்சிகளுக்கு வரும் தருவாயில் அவர்களுக்கு வரவேற்பிதழ் அளிப்பதற்காகும் செலவை நகராட்சி மன்றம் அரசாங்கத்தின் அனுமதியுடன் ஏற்றுக் கொள்ள தமிழ் நாடு மாவட்ட நகராட்சிகள் சட்டத்தில் வகை செய்யப்பட்டுள்ளது. தமிழ் நாடு பஞ்சாயத்துச் சட்டத்தில் இத்தகைய ஷரத்து எதுவும் இல்லை. வரவேற்பிதழ்களை அளிப்பதற்காக உள்ளாட்சி மன்றங்களுக்காகும் செலவு

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சிறப்புச் செலவுகள் என்னும் தலைப்பின் கீழ் வரும். இச்செலவிற் காக நகராட்சிகள் அரசாங்கத்திடமிருந்தும் பஞ்சாயத்துக்கள் கலெக்டரிடமிருந்தும் முன் அனுமதி பெறவேண்டும்.

திரு. எஸ். கே. சம்பந்தன் : இந்த மாதிரி முன் அனுமதி பெற்று வரவேற்பு கொடுத்த பஞ்சாயத்துக்கள் எத்தனை ஒரு ஆண்டிலோ அல்லது ஒரு மாதத்திலோ என்று அமைச்சர் அவர்கள் சொல்லமுடியுமா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : அந்தத் தகவல் இல்லை.

திரு. க. அன்பழகன் : தலைவர் அவர்களே, முன் அனுமதி இல்லாமல் பஞ்சாயத்துத் தலைவர்கள், உறுப்பினர்கள் சொந்தச் செலவில் வரவேற்பு அளித்தால் அதைப்போலத்து அரசாங்கம் நடவடிக்கை எடுக்காது அல்லவா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : சொந்தச் செலவாலும் அநிகாரிகளின் முன் அனுமதி பெற்றுத்தான் அவர்கள் செய்ய வேண்டும்.

திரு. சி. பி. சிற்றரசு : தலைவர் அவர்களே, எதிர்க்கட்சித் தலைவர்கள் வருகிறபொழுது அவர்களுக்கு வரவேற்பு அளிக்க தாராளமான மனதோடு சர்க்கார் அனுமதி அளிக்கிறதா?

கனம் திரு. எஸ். எம். ஏ. மஜீத் : முதல் கேள்வியிலேயே பதில் சொல்லும்போது இதைப்பற்றிக் குறிப்பிட்டேன். மாநில அமைச்சர்கள், மத்திய அமைச்சர்கள், கவர்னர் போன்றவர்களுக்கு அனுமதி தேவையில்லை. மற்றவர்களுக்கு அனுமதி பெற்றுத்தான் செய்யவேண்டும்.

MR. CHAIRMAN : The question refers to political leaders. Questions are over. We will now take up the Government Bills.

SRI N. V. NATARAJAN : On a point of order, Sir. நேற்றைய தினத்தில் இருந்து சென்னையிலே நடைபெற்றுவரும் பஸ் போக்குவரத்து.

MR. CHAIRMAN : I have ruled the hon. Member's motion out of order.

[Note.—An asterisk (*) at the commencement of a speech indicates revision by the Member.]

II.—GOVERNMENT BILLS.

(1) THE MADRAS LAND ENCROACHMENT (AMENDMENT) BILL, 1965 (L.A. BILL No. 12 OF 1965).

THE HON. SRI V. RAMAIAH : Mr. Chairman, Sir, I move—

“That the Madras Land Encroachment (Amendmen) Bill 1965 (L.A. Bill No. 12 of 1965), as passed by the Assembly, be taken into consideration.”

[Sri V. Ramaiah]

[12th August 1965]

In moving the motion, I wish to explain briefly the provisions of the Bill.

The Madras Land Encroachment Act, 1905 (Madras Act III of 1905), lays down the procedure for eviction of encroachments on lands belonging to the Government. This procedure has been found to cause considerable delay in actual practice. Further, the State Government have no powers to consider appeals and revisions under the Act. Therefore, the question of amending the Act to expedite the process of eviction and to simplify the procedure was examined by a Special Committee of Officers appointed by the State Government. The Committee's recommendations were examined by the Government, and it has been decided to amend the Act *inter alia* for the following purposes, namely :—

(1) to empower Tahsildars, Deputy Tahsildars and any other officer authorised by the State Government in that behalf to take eviction proceedings (now the Collector alone can take such proceedings);

(2) to empower the Revenue Inspector and officers of the Highways Department to issue the initial notice in eviction proceedings;

(3) to dispense with the initial notice in the case of repeated encroachments on the same land;

(4) to enable the State Government to make rules or orders in regard to certain matters;

(5) to confer powers of revision on the State Government;
and

(6) to fix the period of limitation for appeals and revisions as thirty days.

The Government have also taken the opportunity to extend the principal Act, as in force in the rest of this State, and as amended by the proposed Amendment Act, to the territories added to this State from the State of Andhra Pradesh by the Andhra Pradesh and Madras (Alteration of Boundaries) Act, 1959 (Central Act 56 of 1959), and to repeal the corresponding law in force in the said territories.

Sir, I commend the Bill for acceptance by the House.

MR. CHAIRMAN : Motion moved—

“That the Madras Land Encroachment (Amendment) Bill, 1965 (L.A. Bill No. 12 of 1965), as passed by the Assembly, be taken into consideration.”

SRI K. BALASUBRAMANIA AYYAR : Mr. Chairman, Sir, I have nothing to say on the merits of this Bill. But there is a difficulty. There does not appear to be a clear distinction made between the words ‘Collector’ and the ‘District Collector’ and the

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'Authorized Officer'. In the amendment to the schedule you want the words 'by the Collector' to be omitted. But you will find in Clause 6, the words 'Collector' and the 'District Collector' are used. In other places the word 'Collector' or the words 'District Collector', alone are used. (Interruption) I have looked into the Encroachment Act, 1905. There the word 'Collector' only is used. I want a clear definition of the words.

THE HON. SRI R. VENKATARAMAN: Here the word 'Collector' refers to 'Revenue Divisional Officer' and 'District Collector' to 'District Collector', which occurs in the old Act. We are only amending that particular Act. 3-50 p.m

SRI K. BALASUBRAMANYA AYYAR: The Government have suggested an amendment of the Schedule to the principal Act seeking the omission of the words 'By the Collector', and the inclusion of the words 'by the Collector' or the 'District Collector' in section 10 of the principal Act. This may be made clear. Otherwise, by a reading of the section alone, we do not understand. There is no definition also in the Madras Land Encroachment Act, 1905, of the words 'Collector' or 'District Collector'.

THE HON. SRI R. VENKATARAMAN: Mr. Chairman, Sir, the definition in the General Clauses Act is this, namely, 'The Collector' includes every officer, who for the time being, is authorised to exercise the powers of a Collector. And under the term 'authorised', 'Revenue Divisional Officer' is the authorised person to function. That is, it includes one who, for the time being, is authorised to exercise the powers of the Collector. Therefore the word 'Collector' will include 'Revenue Divisional Officer and every officer who for the time being is authorised to exercise the powers of a Collector'.

SRI K. BALASUBRAMANYA AYYAR: We use the term 'authorised officer' also. We may explain that also, as a person specifically authorised below the rank of Collector and District Collector. Because we find in the section first 'The Collector', then 'The District Collector', and then again, the words 'Deputy Tahsildar, Tahsildar or Collector'. In clause 10, 'Amendment of the Schedule, Madras Act III of 1905', sub-paragraph (ii) reads 'for the brackets and words (Signature of Collector)' at the end, the following shall be substituted, namely—

Collector.

Tahsildar.

Deputy Tahsildar.

Authorised officer."

Therefore, the authorised officer means a person authorised under this Act

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THE HON. SRI R. VENKATARAMAN : Mr. Chairman, Sir, there are two definitions given in the General Clauses Act : The term 'Collector' shall include, for the time being, one authorised to exercise the powers of Collector. Then, we have clause (8). Here 'District Collector' means the Chief Local Officer of the Revenue Administration of the District. Therefore we have to keep these two terms because they denote two different classes of officers.

MR. CHAIRMAN : So, it is clarified.

திரு. வி. கே. ராமசாமி முதலியார் : தலைவர் அவர்களே, இங்கே கலெக்டர் உயர்ந்த ஆபீசர் என்ற நிலை இருக்கிறது. செக்ஷன் 3-ல் Tahsildar or Deputy Tahsildar or any other officers என்று இருக்கிறது. என்கரோச்மெண்ட் இருந்தால் 'பிராசிடென்ட்' நிலை இருக்கிறது. 'ஷோ காஸ் நோட்டீஸ்' எல்லாம் வேண்டியதில்லை என்று போட்டிருக்கிறது.

திரு. கே. பாலசுப்ரமணிய அய்யர் : எவிக்ஷன் என்றால் வெளியிலே தள்ளிவிடலாம். இல்லாவிட்டால் ஜெயிலிலே போட்டு விடலாம் என்று இருக்கிறது.

கனம் திரு. வி. ராமைய்யா : 'எவிக்ஷன் ப்ரொசீடிங்ஸ்'-க்கு, மறுபடியும் எல்லா சடங்குகளையும் செய்வதற்குப் பதிலாக திரும்பி எவிக்ஷன் பண்ணவேண்டியிருந்தால் 'சம்மரி'யாக அந்த இடத்தை விட்டு வெளியே தள்ளுவதற்கு வழி இருக்கிறது.

MR. CHAIRMAN : The question is—

"That the Madras Land Encroachment (Amendment) Bill, 1965 (L.A. Bill No. 12 of 1965), as passed by the Assembly, be taken into consideration."

The motion was put and carried and the Bill was taken into consideration.

Clauses 2 to 12 were put and carried.

Clause 1, the Long Title and the Enacting Formula were put and carried.

THE HON. SRI V. RAMAIAH : Mr. Chairman, Sir, I move—

"That the Madras Land Encroachment (Amendment) Bill, 1965 (L.A. Bill No. 12 of 1965), as passed by the Assembly, be passed."

MR. CHAIRMAN : The question is—

"That the Madras Land Encroachment (Amendment) Bill, 1965 (L.A. Bill No. 12 of 1965), as passed by the Assembly, be passed."

The motion was put and carried and the Bill was passed.

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(2) THE MADRAS AGRICULTURAL INCOME-TAX (AMENDMENT) BILL, 1965 (L.A. BILL NO. 24 OF 1965).

THE HON. SRI V. RAMAIAH : Mr. Chairman, Sir, I move—

“ That the Madras Agricultural Income-tax (Amendment) Bill, 1965 (L.A. Bill No. 24 of 1965), as passed by the Assembly, be taken into consideration.”

In the Madras Plantations Agricultural Income-tax (Amendment) Act, 1958, which extended the provisions of the main Act to crops other than plantation crops, a special provision was included in section 34, to collect tax from agriculturists for the assessment year 1958-59, applying the composition formula, i.e., without detailed assessment of the income derived. This is because agriculturists do not generally maintain proper accounts. The above provision was subsequently extended for the assessment years up to 1965-66. Similarly in the Madras Agricultural Income-tax (Extension to Added Territory) Act, 1961, which extended the provisions of the main Act to the territories added to this State from the State of Andhra Pradesh, provision was included, in section 14, to allow the agriculturist in these territories to compound the tax for the assessment year 1961-62. The above provision was subsequently extended up to the assessment year 1965-66.

It has been considered necessary to extend the benefit of section 34 of the Madras Plantations Agricultural Income-tax (Amendment) Act, 1958, and section 14 of the Madras Agricultural Income-tax (Extension to Added Territory) Act, 1961 in respect of the assessment years 1966-67, 1967-68 and 1968-69 by suitably amending the said sections. The Bill provides for this. Sir, I request the House to accept the motion.

MR. CHAIRMAN : Motion moved—

“ That the Madras Agricultural Income-tax (Amendment) Bill, 1965 (L.A. Bill No. 24 of 1965), as passed by the Assembly, be taken into consideration.”

SRI V. K. RAMASWAMY MUDALIAR : Mr. Chairman, Sir, it is a fact that many of the agriculturists do not know how to keep the accounts and in fact they do not maintain the accounts. This was gone into in great detail, when the Bill was originally considered and the concession was given to them. The life of the Act is being extended from time to time. Instead of making it a permanent statute, I would like to know why it is being extended from time to time.

Another submission which I would like to make in this connection is this. From what I hear, I am given to understand that the income derived from the implementation of this Act is not

[Sri V. K. Ramaswamy Mudaliar] [12th August 1965]

commensurate with the labour and cost involved in implementing the legislation. The Government are incurring, I understand, a huge expenditure towards establishment charges. I would request the Hon. Minister to review the whole position and work out the profit and loss involved in implementing the scheme. If it is really profitable to enforce the legislation, there is point in the Government continuing the measure. Otherwise the Government should take up the question of repealing the measure or amending it in such a manner that there is no loss in the implementation of the Act.

These are all my submissions in regard to this Bill.

THE HON. SRI V. RAMAIAH : Sir, originally, the time limit of three years was fixed with a view to reviewing the whole position after a period of one or two years. As the hon. Member himself knows, this is linked to the land ceiling legislation. At the time of the introduction of the land ceiling legislation, there was an impression that agricultural income-tax would fade away. But that Act (the Land Ceiling Act) has not yet been completely implemented. That will take one or two years more. In the meantime the working of the Agricultural Income-tax also will be reviewed.

So far as expenditure on staff is concerned, that is being looked into and, wherever economy is necessary, it will be observed. But we are also interested in the effective enforcement of the Act and therefore, wherever there is necessity for the officers and staff they will have to be there, whether there is profit or loss. As there is a substantial income from this source, the Government will not easily give up this source at this stage.

SRI V. K. RAMASWAMY MUDALIAR : On a point of clarification, Sir. The whole thing has to be reviewed soon. I gave notice of an interpellation in regard to this about one and a half months ago. I would like to know from the Hon. Minister why that question has not so far been answered.

4-00
p.m.

MR. CHAIRMAN : That is a different issue. I will now put the question to the vote of the House. The question is—

“ That the Madras Agricultural Income-tax (Amendment) Bill, 1965 (L.A. Bill No. 24 of 1965), as passed by the Assembly, be taken into consideration.”

The motion was put and carried and the Bill was taken into consideration.

Clauses 2 and 3 were put and carried.

Clause 1, the Long Title and the Enacting Formula were put and carried.

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THE HON. SRI V. RAMAIAH : Mr. Chairman, Sir, I move—

“ That the Madras Agricultural Income-tax (Amendment) Bill, 1965 (L.A. Bill No. 24 of 1965), as passed by the Assembly, be passed ”.

MR. CHAIRMAN : The question is—

“ That the Madras Agricultural Income-tax (Amendment) Bill, 1965 (L.A. Bill No. 24 of 1965), as passed by the Assembly, be passed ”.

The motion was put and carried and the Bill was passed.

(3) THE HOLDINGS (STAY OF EXECUTION PROCEEDINGS) MADRAS AMENDMENT) BILL, 1965 (L.A. BILL NO. 25 OF 1965).

THE HON. SRI V. RAMAIAH : Mr. Chairman, Sir, I move—

“ That the Holdings (Stay of (Execution Proceedings) (Madras Amendment) Bill, 1965 (L.A. Bill No. 25 of 1965), as passed by the Assembly, be taken into consideration ”.

The Holdings (Stay of Execution Proceedings) Act, 1950 (Travancore-Cochin Act VIII of 1950) was in force in the Kanyakumari district and Shencottah taluk at the time of their transfer to this State from the former Travancore-Cochin State in 1956. Consequent on the extension, to the Shencottah taluk, of the Cultivating Tenants Protection and Fair Rent Acts by Madras Act 28 of 1959, with effect from 2nd March 1960, the Holding (Stay of Execution Proceedings) Act ceased to be in force in the taluk. It is now in force only in the Kanyakumari district.

The Act provides for the stay of proceedings in execution of a decree in a suit for the recovery of possession of a holding, so far as they related to the delivery of possession of the holding.

The Act is due to expire on the 24th September 1965. We have recently passed certain Acts for the abolition of certain special tenures prevalent in the Kanyakumari district and for the introduction of ryotwari settlement therein on the lines of the ryotwari settlement prevalent in the rest of the State. Pending the implementation of these Acts, and pending the abolition of the special tenure relating to Sreepadam lands in Kanyakumari district, for which legislation has yet to be undertaken, it is considered necessary to extend the life of Travancore-Cochin Act VIII of 1950 by two years from the 25th September 1965. The Bill seeks to achieve the above object. Therefore, I request the House to accept and pass the motion.

MR. CHAIRMAN : The question is—

“ That the Holdings (Stay of Execution Proceedings) (Madras Amendment) Bill, 1965 (L.A. Bill No. 25 of 1965), as passed by the Assembly, be taken into consideration ”.

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The motion was put and carried and the Bill was taken into consideration.

Clause 2 was put and carried.

Clause 1, the Long Title and the Enacting Formula were put and carried.

THE HON. SRI V. RAMAIAH : Mr. Chairman, Sir, I move—

“ That the Holdings (Stay of Execution Proceedings) (Madras Amendment) Bill, 1965 (L.A. Bill No. 25 of 1965), as passed by the Assembly, be passed ”.

MR. CHAIRMAN : The question is—

“ That the Holdings (Stay of Execution Proceedings) (Madras Amendment) Bill, 1965 (L.A. Bill No. 25 of 1965), as passed by the Assembly, be passed ”.

The motion was put and carried and the Bill was passed.

(4) THE MADRAS (TRANSFERRED TERRITORY) EXTENSION OF LAWS
BILL, 1965 (L.A. BILL NO. 26 OF 1965).

* THE HON. SRI R. VENKATARAMAN : Mr. Chairman, Sir, I move—

‘ That the Madras (Transferred Territory) Extension of Laws Bill, 1965 a (L.A. Bill No. 26 of 1965), as passed by the Assembly, be taken into consideration ’.

Sir, this Bill is to extend a few laws which have not yet been extended to the transferred territory of Kanyakumari district and Shencottah taluk of the Tirunelveli district. The schedules give the laws which are proposed to be extended and the laws which are proposed to be repealed on account of the extension of certain laws. I move that the Bill be taken into consideration.

MR. CHAIRMAN : The question is—

‘ That the Madras (Transferred Territory) Extension of Laws Bill, 1965 (L.A. Bill No. 26 of 1965), as passed by the Assembly, be taken into consideration ’.

The motion was put and carried and the Bill was taken into consideration.

Clauses 2 to 12 were put and carried.

Schedules I to III were put and carried.

Clause 1, the Long Title, and the Enacting Formula were put and carried.

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THE HON. SRI R. VENKATARAMAN : Mr. Chairman, Sir, I move—

“ That the Madras (Transferred Territory) Extension of Laws Bill, 1965 (L.A. Bill No. 26 of 1965), as passed by the Assembly, be passed ”.

MR. CHAIRMAN : The question is—

“ That the Madras (Transferred Territory) Extension of Laws Bill, 1965 (L.A. Bill No. 26 of 1965), as passed by the Assembly, be passed ”.

The motion was put and carried and the Bill was passed.

(5) THE COTTON GINNING AND PRESSING FACTORIES (MADRAS AMENDMENT) BILL, 1965 (L.A. BILL NO. 28 OF 1965).

THE HON. SRI P. KAKKAN : Mr. Chairman, I move—

“ That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill a, 1965 (L.A. Bill No. 28 of 1965) as passed the Assembly, be taken into consideration ”.

The Cotton Ginning and Pressing Factories Act, 1925 (Central Act XI of 1925), provides for the regulation of the ginning of cotton in Seed (kapas) and the pressing of cotton lint with a view to prevent malpractices which are injuries to the quality and reputation of Indian cotton.

In August 1960, the Cotton Ginning and Pressing Factories Sub-Committee considered and approved the various suggestions made by the East India Cotton Association regarding cotton trade. One of the suggestions made by the Association was that the presence of cakes inside the pressed bales might be regarded as proof of watering, as proof of watering of cotton was not possible after lapse of time. The sub-committee recommended the suggestion to the State Government for necessary action.

Section 3-B of the Cotton Ginning and Pressing Factories Act, 1925 (Central Act XI of 1925), as amended by the Cotton Ginning and Pressing Factories (Madras Amendment) Act, 1948 (Madras Act XXV of 1948), penalises the ginning or pressing of cotton which is either watered or admixed with cotton leaf or cotton seed or contains any foreign substance. Section 3-C of the Act lays down a presumption to the effect that cotton shall be deemed to be watered if it is certified by the prescribed authority to contain moisture in excess of the normal quantity in a given quantity of cotton. The Government have carefully considered the suggestion of the East India Cotton Association regarding the proof of watering of cotton and decided to amend the Act to provide that cotton shall be deemed to be watered if it contains cakes of patches and

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to lay down a presumption to the effect that a certificate given by the prescribed authority as to the presence of cakes or patches shall, until the contrary is proved, be presumed to be correct. The Bill seeks to amend section 3-C of Central Act XII of 1925 as applicable to this State to give effect to the above decision.

MR. CHAIRMAN : Motion moved—

“ That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L.A. Bill No. 28 of 1965), as passed by the Assembly, be taken into consideration ”.

4-10 p.m. * திரு. எஸ். கே. சம்பந்தன் : கனம் தலைவர் அவர்களே, இந்த மாதிரி தவறுகள் செய்வதைக் கண்டுபிடிக்கவரும் சட்டத்தை நான் வரவேற்கிறேன். அதற்காக அரசாங்கத்தையும் பாராட்டுகிறேன். இருந்தாலும் இந்த மாதிரி தவறுதல்கள், அதிலும் குறிப்பாக காட்டன் கின்னரிங் பேக்டரியிலே ஏற்படும் தவறுகள் தாமதமாக ஏற்படக்கூடியவைகளும் உண்டு. அதற்காக விலக்கு ஒரு பர்சன்டேஜ் அரசாங்கத்திலே இருக்கிறது. அலுவலர்கள் பார்த்துக் கொள்பவர்கள் என்றாலும், அதிலே அதிக தவறுகள் உத்தியோகஸ்தர்கள் செய்கிறார்கள். அதற்கு அரசாங்கம் ஏதாவது தட்க ஏற்பாடுகள் செய்யவேண்டும். அலுவலர்களுக்கு நல்ல உத்தரவு போடவேண்டும். இயற்கையாகவே வருகிற பர்சன்டேஜில் ஒன்று, அரை கூடுதலாகவே இருந்தாலும், ஏதாவது காரணம் வைத்து குறிப்பிட்டவரைத் தண்டிக்க வேண்டும் என்று நடவடிக்கை எடுக்கிறார்கள். அதையெல்லாம் தவிர்க்க உத்தரவு போடவேண்டுமென்று கேட்டுக்கொண்டு, இதைக் கொண்டுவந்ததற்காக மீண்டும் அரசாங்கத்தைப் பாராட்டுகிறேன்.

கனம் திரு. பி. கக்கன் : கனம் சேர்மன் அவர்களே, நல்ல நோக்கத்தோடுதான் இந்த மசோதா கொண்டு வரப்படுகிறது. அதிகாரிகளும் நல்ல நோக்கத்தோடுதான் நிறைவேற்றவேண்டுமென்று பாடுபடுவார்கள் என்று நம்புகிறேன். வரும் முன்பே அதிகாரிகள் மீது அவநம்பிக்கை படக்கூடாது. அரசாங்கம் என்ன கட்டளை இடுகிறதோ அதற்காகப் பாடுபடவேண்டும். விவசாயப் பெருங்குடி மக்களையும், பஞ்ச வியாபாரம் செய்யும் வியாபாரிகளையும் எந்தவிதமான அபிப்பிராய பேதத்தோடும் வேண்டுமென்றே தண்டனைக்கு ஆளாக்க மாட்டார்கள் என்ற எண்ணத்தை மதிப்பிற்குரிய அங்கத்தினர் சம்பந்தன் அவர்களுக்குத் தெரிவித்துக்கொண்டு இதை நிறைவேற்றித் தருமாறு கேட்டுக் கொள்கிறேன்.

MR. CHAIRMAN : The question is—

“ That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L. A. Bill No. 28 of 1965), as passed by the Assembly, be taken into consideration ”.

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The motion was put and carried and the Bill was taken into consideration.

Clause 2 was put and carried.

Clause 1, the Long Title and the Enacting Formula were put and carried.

THE HON. SRI P. KAKKAN : Mr. Chairman, Sir, I move—

‘ That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L.A. Bill No. 28 of 1965) as passed by the Assembly, be passed ’.

MR. CHAIRMAN : The question is—

‘ That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L. A. Bill No. 28 of 1965), as passed by the Assembly, be passed ’.

The motion was put and carried and the Bill was passed.

(6) THE MADRAS AGRICULTURAL PRODUCE MARKETS (AMENDMENT)
BILL, 1965 (L.A. BILL NO. 19 OF 1965).

THE HON. SRI P. KAKKAN : Sir, I move—

‘ That the Madras Agricultural Produce Markets (Amendment) Bill, 1965 (L.A. Bill No. 19 of 1965) as passed by the Assembly, be taken into consideration.’

Sir, at present, the Market Committees are governed by the Madras Agricultural Produce Markets Act, 1959 (Madras Act 23 of 1959) and the rules made thereunder. The elections of members to the Market Committees set up in every notified area under the said Act have to be conducted in the manner laid down under section 8 of the Act. The notified area is co-terminous with a Revenue district. According to sub-section (2) of section 8 the electorates electing the members to the Market Committees from among the persons comprising them are two-fold, namely, (1) that of producers of the notified agricultural produce in the notified area and (2) that of persons licensed under sub-section (1) of section 6 in the notified area in respect of notified agricultural produce. According to sub-section (3) of section 8 the electorate of producers of the notified agricultural produce, shall elect nine members among themselves and the electorate of persons licensed under sub-section (1) of section 6, shall elect four members from among themselves to the Market Committees. In other words, elections of Members to the Market Committees have to be held treating each of the electorate of producers and that of licensees, as a single constituency for the entire notified area. The Government have been receiving numerous representations to the effect that this procedure of election of representatives is cumbersome

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and inconvenient to both the electors and the candidates, and that it does not ensure equitable territorial representation for producers or licensees. In order to rectify this imbalance, it is considered necessary that the Act should be amended delimiting the notified area into the required number of compact and contiguous constituencies of producers as well as licensees, and the election of a member from each of these constituencies. To achieve the above object it is proposed to amend sections 8 and 29 of the Act. This opportunity is also availed of for making necessary provisions in the Act for the publication of rules made under the Act in the *Fort St. George Gazette* and laying of such rules and the notification issued under the Act before the Houses of Legislature, so as to conform to the recommendation of the Committee on Subordinate Legislation. I request the House, Sir, to accept the motion.

4-20
p.m.

MR. CHAIRMAN : Motion moved—

‘That the Madras Agricultural Produce Markets (Amendment) Bill, 1965 (L.A. Bill No. 19 of 1965), as passed by the Assembly, be taken into consideration.’

* திரு எஸ். கே. சம்பந்தன் : கனம் தலைவர் அவர்களே, இந்த விளைபொருள் சந்தைகள் திருத்த மசோதாவைக் கொண்டு வந்ததற்காக நான் அரசாங்கத்தினரை மிகவும் பாராட்டுகிறேன். இதே நோக்கத்துடன் நானும் உத்தியோக சார்பற்ற ஒரு மசோதாவை இந்த சபையில் சமர்ப்பித்ததும், இந்தச் சட்டத்தை அரசாங்கமே கொண்டு வருவதால் அதை வாபஸ் பெற்றதையும் இந்த சந்தர்ப்பத்திலே நினைவுபடுத்திக்கொள்ள விரும்புகிறேன். இந்தச் சட்டத்தை இயற்றியபோதே இதைக் கொண்டு வந்திருக்க வேண்டும். ஒரு மாவட்டத்திலே ஒரே தொகுதியில் ஏழு பேர் 12 பேர் தேர்ந்தெடுக்க வேண்டும் என்று இருப்பது மிகவும் சிரமமானது என்பதை அப்போதே அரசாங்கம் உணர்ந்து இருக்கவேண்டும். இந்த மாதிரி சட்டம் இயற்றும் போது பொது மக்களின் கஷ்டங்களை, சிரமங்களை எதிர்பார்த்துக் கொண்டு வந்து விடுகின்றார்கள் என்பதற்கு இது ஒரு சான்றாகும். இது மாதிரி எதிர் காலத்திலே எந்த மசோதாவையும் அவசரமாகக் கொண்டு வராமல், எல்லாவற்றையும் உணர்ந்து, எல்லோருக்கும் சவுகரியமாக இருக்கும்படியாக ஒரு மசோதாவைக் கொண்டு வரவேண்டுமென்று இந்த சந்தர்ப்பத்திலே தெரிவித்துக் கொள்ள ஆசைப்படுகிறேன்.

இந்த மார்க்கட் கமிட்டிகள் மாவட்டங்களிலே விவசாயிகளுக்கு நல்ல சேவை செய்கின்றன. வியாபாரிகளுக்கும் நல்ல உதவியாக இருக்கின்றன என்பதை நான் தெரிவித்துக் கொள்கின்றேன். இதே போன்று மார்க்கட் கமிட்டிகள் இன்னும் சில மாவட்டங்களிலே அமைக்க முன்வரவேண்டும் என்றும், இருக்கின்ற மார்க்கட் கமிட்டிகள் உடனடியாக இன்னும் பல பொருள்களையும் கையாள வகை செய்யவேண்டும் என்பதையும் இந்த சந்தர்ப்பத்திலே சொல்லிக்கொள்ள ஆசைப்படுகிறேன்.

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இந்த தொகுதிகள் இப்பொழுது பிரித்து இருப்பதையும்; இன்னும் ஒவ்வொரு மெம்பர் ஒவ்வொரு தொகுதியிலேயிருந்து தேர்ந்தெடுக்கப்பட வேண்டும் என்று இந்தச் சட்டத்தின் கீழே விதிகள் ஏற்படுத்தும் போது அரசாங்கம் கவனித்துப் போட வேண்டும் என்று சொல்லிக் கொள்ள விரும்புகிறேன். அப்பொழுதும் ஒரு மாவட்டத்தை இரண்டாக மூன்றாகப் பிரித்து ஒவ்வொரு தொகுதியிலே இருந்தும், மூன்று பேர் நான்கு பேர் என்பதாக போடாமல், ஒவ்வொரு நபருக்கு ஒவ்வொரு தொகுதியாக இருக்குமேயானால், மாவட்டத்திலே இருந்து பரவலாக ரெப்ரசென்டேஷன் அந்த மார்க்கெட் கமிட்டியிலே இருக்க முடியும். அப்படி இல்லையென்றால், குவியல் முறைமாதிரி ஒரு இடத்திலே இருக்கக்கூடியவர்கள், ஒரே ஊரில் இருக்கக்கூடியவர்கள் பலரும் தேர்ந்தெடுக்கப்படக்கூடிய சாத்தியக்கூறுகள் உண்டு. அதை விடுத்து ஒவ்வொரு நபரும் ஒவ்வொரு பகுதியிலே இருந்துதான் தேர்ந்தெடுக்கப்படவேண்டும் என்று அமைப்பார்களானால் அந்த மாவட்டத்திலே பரவலாக ரெப்ரசென்டேஷன் அந்த மார்க்கெட் கமிட்டிக்கு இருக்கும், அந்த மார்க்கெட் கமிட்டி செயல்பட நல்லதாக இருக்கும் என்பதைச் சொல்லிக்கொண்டு மீண்டும் இந்த அரசாங்கத்தைப் பாராட்டி நான் அமர்கின்றேன்.

கனம் திரு. பி. கக்கன் : கனம் சேர்மன் அவர்களே, மதிப்புக் குரிய அங்கத்தினர், சம்பந்தன் அவர்கள் பேசும்போது ஏதோ முதலிலே அவசரப்பட்டு மசோதா தயார் செய்துவிட்டார்கள் என்று சொன்னார்கள். அவசரப்பட்டு ஒன்றும் செய்யவில்லை. 'செய்வன திருந்தச் செய்' என்று பார்த்துத்தான் அரசாங்கம் செய்கிறது. முதலிலே மார்க்கெட் கமிட்டிகள் இல்லை. ஆகவே, முதலிலே கமிட்டிகள் அமைத்தபிறகுதான், விதிகள் நெல் உற்பத்தி, புகையிலை உற்பத்தி, பணப்பயிர் உற்பத்தி செய்கின்றவர்களுக்கும், மில்கனுக்கும், வியாபாரிகளுக்கும் எல்லோருக்கும்தான் பார்த்து செய்திருக்கிறதே தவிர, அவசரப்பட்டு செய்யவில்லை என்று தெரிவித்து, கமிட்டிகள் அமைக்கும்பொழுது அங்கத்தினர் அவர்கள் சொன்ன ஆலோசனைகளை அரசாங்கம் கவனத்தில் எடுத்துக்கொள்ளும் என்று தெரிவித்து, இந்த மசோதாவை ஆதரித்ததற்காக நன்றி தெரிவித்து என் உரையை முடித்துக் கொள்கிறேன்.

MR. CHAIRMAN : The question is—

'That the Madras Agricultural Produce Markets (Amendment) Bill, 1965 (L.A. Bill No. 19 of 1965), as passed by the Assembly, be taken into consideration.'

The motion was put and carried and the Bill was taken into consideration.

Clauses 2 and 3 were put and carried.

Clause 1, the Long Title and the Enacting Formula were put and carried.

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4-20
p.m.

THE HON. SRI P. KAKKAN : Sir, I move—

‘That the Madras Agricultural Produce Markets (Amendment) Bill, 1965 (L.A. Bill No. 19 of 1965), as passed by the Assembly, be passed.’

MR. CHAIRMAN : The question is—

‘That the Madras Agricultural Produce Markets (Amendment) Bill, 1965 (L. A. Bill No. 19 of 1965), as passed by the Assembly, be passed.’

The motion was put and carried and the Bill was passed.

4-21
p.m.MR. CHAIRMAN : The House will now adjourn *sine die*.The House then adjourned *sine die*.

III.—PAPERS LAID ON THE TABLE OF THE HOUSE.

A. Statutory Rules and Orders.

202. Notification issued with G.O. Ms. No. 1612, Revenue, dated 24th May 1965 appointing the first day of July 1965 as the date on which certain provisions of the Madras Inam Estates (Abolition and Conversion into Ryotwari) Act, 1963, shall come into force in the Pudukkottai Inam Estates. [Laid on the Table of the House under section 73 (5) of the Madras Inam Estates (Abolition and Conversion into Ryotwari) Act, 1963 (Madras Act 26 of 1963.)]

B. Reports, Notifications and other papers.

40. Reports of the Commissioner for Linguistic Minorities relating to Madras.

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APPENDIX I

[*Vide* answer to starred question No. 124 on page 630 *supra*.]

The Periakulam Circle was formed only in April 1964. The Co-operative Societies in Periakulam taluk were formerly under the jurisdiction of the Deputy Registrar, Dindigul Circle. In view of the ban, imposed on the sanction of new loans for construction of houses, consequent on the promulgation of "National Emergency" in December 1962, new loan applications could not be entertained. The funds made available by the Life Insurance Corporation of India in 1963-64 and 1964-65 were too meagre to meet the requirements of housing co-operatives. Out of 24 applications for loan received from the Theni Co-operative Building Society in 1964-65, 10 were returned, because 5 applications were defective and construction in respect of 5 other cases was already completed. The remaining 14 applications would be considered in the current year, subject to availability of funds.

A sum of Rs. 0.58 lakh was, however, sanctioned to the Gudalur Rural Housing Society in Periakulam Circle behalf of 10 members for construction of houses in 1964-65.

APPENDIX II

[*Vide* item II (1) on page 637 *supra*.]

L.A. Bill No. 12 of 1965.

(As passed by the Assembly.)

A bill further to amend the Madras Land Encroachment Act, 1905.

Be it enacted by the Legislature of the State of Madras in the Sixteenth Year of the Republic of India as follows:—

1. *Short title*.—This Act may be called the Madras Land Encroachment (Amendment) Act, 1965.

2. *Insertion of new section 5-B in Madras Act III of 1905*.—After section 5-A of the Madras Land Encroachment Act 1905, (Madras Act III of 1905) (hereinafter referred to as the principal Act), the following section shall be inserted, namely:—

"5-B *Notice before proceeding under section 5 or section 5-A*.—Before taking proceedings under section 5 or section 5-A, the Collector, or Tahsildar or Deputy Tahsildar or Revenue Inspector, shall cause to be served in the manner provided in section 7 on the person reputed to be in unauthorized occupation of land being the property of Government, a notice specifying the land so occupied and calling on him to show cause before a certain date why he should not be proceeded against under section 5 or section 5-A:

Provided that where the notice under this section is caused to be served by the Revenue Inspector, he shall require the person reputed to be in unauthorized occupation of the land to show

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cause against such notice to the Tahsildar or Deputy Tahsildar having jurisdiction and shall also make a report in writing containing such particulars as may be specified in rules or orders, made under section 8 to the Tahsildar or Deputy Tahsildar having jurisdiction. "

3. *Amendment of section 6, Madras Act III of 1905.*—In section 6 of the principal Act—

(i) in sub-section (1).—

(a) after the words " by the Collector " in the first place where they occur, the words " or subject to his control, by the Tahsildar or Deputy Tahsildar or any other Officer authorized by the State Government, in this behalf (hereinafter referred to as the ' authorized officer ') ", shall be inserted:

(b) after the words " as the Collector " in the two places where they occur, the words " or subject to his control, the Tahsildar or Deputy Tahsildar or authorized officer " shall be inserted;

(c) after the words " by the Collector " in the second place where they occur, the words " or subject to his control, by the Tahsildar or Deputy Tahsildar or authorized officer " shall be inserted;

(ii) in sub-section (2).—

(a) after the word " Collector " in the first two places where it occurs, the words " or the Tahsildar or Deputy Tahsildar or authorized officer " shall be inserted;

(b) for the words " or of any Tahsildar or Deputy Tahsildar ", the words " or of any Tahsildar or Deputy Tahsildar or authorized officer " shall be substituted;

(iii) after sub-section (2), the following sub-section shall be added, namely :—

" (3) Any authorized officer taking proceedings under this section shall make a report in writing containing such particulars as may be specified in rules or orders made under section 8 to the Collector, Tahsildar or Deputy Tahsildar having jurisdiction."

4. *Amendment of section 7, Madras Act III of 1905.*—(1) In section 7 of the principal Act—

(i) for the words, figures and letter " under section 5, section 5-A or section 6 " in the two places where they occur, the words and figure " under section 6 " shall be substituted;

(ii) for the words " or Deputy Tahsildar ", the words " or Deputy Tahsildar or Revenue Inspector or any authorized officer or any officer of the Highways Department not below the rank of a Section Officer and not being an authorized officer " shall be substituted.

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(2) To the same section, the following provisos shall be added, namely :—

“ Provided that no such notice shall be necessary in the case of any person unauthorizedly occupying any land, if he has been previously evicted from such land under section 6 or if he has previously vacated such land voluntarily after the receipt of a notice under section 5-B or under this section :

Provided further that where the notice under this section is caused to be served by any Revenue Inspector or any officer of the Highways Department not below the rank of a section officer and not being an authorized officer, he shall require the person reputed to be in unauthorized occupation of the land to show cause against such notice to the Collector, Tahsildar or Deputy Tahsildar having jurisdiction and shall also make a report in writing containing such particulars as may be specified in rules or orders made under section 8 to the Collector, Tahsildar or Deputy Tahsildar having jurisdiction. ”

5. Amendment of section 8, Madras Act III of 1905.—

(1) Section 8 of the principal Act shall be renumbered as sub-section (1) of that section and in the sub-section as so renumbered—

(i) in clause (d), the words “ and prescribing the form of such notices ” shall be added at the end;

(ii) after clause (d), the following clauses shall be added, namely :—

“ (e) specifying the particulars to be contained in the report under the proviso to section 5-B, under sub-section (3) of section 6 and under the second proviso to section 7;

(f) regulating the procedure to be followed in appeals and revisions under this Act; and

(g) for the purpose of carrying into effect the provisions of this Act. ”;

(iii) the sentence “ Such general rules or orders shall be made only after previous publication ” shall be omitted.

(2) After sub-section (1) as so renumbered, the following sub-sections shall be added, namely :—

“ (2) All rules and orders made under this section shall be published in the *Fort St. George Gazette* and, unless they are expressed to come into force on a particular day, shall come into force on the day on which they are so published.

(3) Every rule and every order made under this section shall, as soon as possible after it is made, be placed on the table of both Houses of the Legislature, and if, before the expiry of the session in which it is so placed or the next session, both Houses agree in making any modification in any such rule or order or both Houses agree that the rule or order should not be made,

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the rule or order shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or order."

6. *Amendment of section 10, Madras Act III of 1905.*—In section 10 of the principal Act—

(i) in sub-section (1)—

(a) the brackets and figure " (1) " occurring at the commencement shall be omitted;

(b) in clause (a), after the words " or Deputy Tahsildar ", the words " or an authorized officer " shall be inserted;

(c) the sentence " There shall be no appeal against a decision or order passed by the Collector or the District Collector on appeal, but the District Collector may revise any decision or order passed by a Deputy Tahsildar, Tahsildar or Collector under this Act, and the Board of Revenue may revise any decision or order passed by any officer under this Act " shall be omitted.

(ii) sub-section (2) shall be omitted.

7. *Insertion of new sections 10-A and 10-B in Madras Act III of 1905.*—After section 10 of the principal Act, the following sections shall be inserted, namely:—

" 10-A. *Revision.*—(1) Any decision or order passed under this Act may be revised either *suo motu* or on application—

(a) by the District Collector, if such decision or order was passed by an authorized officer or a Deputy Tahsildar, Tahsildar or Collector;

(b) by the Board of Revenue, if such decision or order was passed by any officer;

(c) by the State Government, if such decision or order was passed by the Board of Revenue.

(2) The power conferred by sub-section (1) shall not be exercised except on the ground that the officer or authority whose decision or order is sought to be revised appears to have exercised a jurisdiction not vested in him or it by law, or to have failed to exercise a jurisdiction so vested, or to have acted in the exercise of his or its jurisdiction illegally or with material irregularity.

(3) No decision or order shall be passed under sub-section (1) prejudicial to any person without giving such person a reasonable opportunity of making any representation that he may desire to make and such representation, if any, shall be taken into consideration, before such decision or order is passed.

10-B. *Stay pending decision in appeal or revision.*—Pending the disposal of any appeal or application or proceedings for revision under this Act, the Collector, the District Collector,

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the Board of Revenue, or the State Government, as the case may be, may by order, and subject to such conditions as may be specified therein, stay the execution of the decision or order appealed against or sought to be revised."

8. *Substitution of new section for section 11, Madras Act III of 1905.*—For section 11 of the principal Act, the following section shall be substituted, namely:—

"11. *Limitation for appeal and revision.*—(1) No appeal shall be preferred under section 10 after the expiration of thirty days from the date on which the decision or order appealed against was received by the appellant.

(2) No application for revision shall be preferred under sub-section (1) of section 10-A after the expiration of thirty days from the date on which the decision or order sought to be revised was received by the applicant.

(3) In computing the period of thirty days referred to in sub-sections (1) and (2), the time required to obtain a copy of the decision or order appealed against or sought to be revised shall be excluded.

(4) Notwithstanding anything contained in sub-sections (1) and (2), the officer or authority concerned or the State Government may admit an appeal or application preferred after the period specified therein, if such officer or authority or Government is or are satisfied that the appellant or applicant had sufficient cause for not preferring the appeal or application within that period."

9. *Amendment of section 12, Madras Act III of 1905.*—In section 12 of the principal Act—

(i) in the marginal note, after the word "appeal", the words "or application for revision" shall be added;

(ii) after the words "Every petition of appeal", the words "or application for revision" and after the words "appealed against", the words "or sought to be revised" shall be inserted.

10. *Amendment of the Schedule, Madras Act III of 1905.*—In the Schedule to the principal Act—

(i) in the heading, the words "BY THE COLLECTOR" shall be omitted; and

(ii) for the brackets and words "(Signature of Collector)" at the end, the following shall be substituted, namely:—

	Collector.
	Tahsildar.
Signature of	Deputy Tahsildar.
	Authorized Officer."

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11. *Certain orders passed not to be deemed invalid.*—Notwithstanding any judgment, decision or order of any court, anything done or any action taken or any decision or order passed by the State Government before the date of publication of this Act in the *Fort St. George Gazette*, shall not be deemed to be invalid merely by reason of the fact that the State Government had, before such publication, no power to revise any decision or order passed by the Board of Revenue.

12 *Extension of Madras Act III of 1905 to the added territories, repeal and savings.*—(1) The principal Act, as in force immediately before the commencement of this Act in the State of Madras except in the added territories and as amended by this Act (hereinafter in this section referred to as the Madras Act) is hereby extended to, and shall be in force in, the added territories.

(2) If immediately before the commencement of this Act, there is in force in the added territories any law corresponding to the Madras Act, such corresponding law shall stand repealed on such commencement.

(3) The repeal by sub-section (2) of any law corresponding to the Madras Act in force in the added territories immediately before the commencement of this Act, shall not affect—

(a) the previous operation of any such law or anything duly done or suffered thereunder; or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under any such law; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any such law; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if this Act had not been passed.

(4) Subject to the provisions of sub-section (3), anything done or any action taken, including any appointment or delegation made, notification, order, instruction or direction issued, rule, regulation or form framed, certificate granted or registration effected under any such corresponding law shall be deemed to have been done or taken under the corresponding provision of the Madras Act and shall continue in force accordingly, unless and until superseded by anything done or any action taken under the Madras Act.

(5) For the purpose of facilitating the application of the Madras Act in the added territories, any court or other authority may construe the Madras Act with such alterations not affecting the substance as may be necessary or proper to adapt it to the matter before the court or other authority.

[12th August 1965]

(6) Any reference in the Madras Act to a law which is not in force in the added territories shall, in relation to those territories, be construed as a reference to the corresponding law, if any, in force in those territories.

(7) Any reference in any law which continues to be in force in the added territories after the commencement of this Act to any law repealed by sub-section (2) shall, in relation to those territories, be construed as a reference to the Madras Act.

Explanation.—For the purpose of this section, the expression “added territories” shall mean the territories specified in the Second Schedule to the Andhra Pradesh and Madras (Alteration of Boundaries) Act, 1959 (Central Act 56 of 1959).

APPENDIX III

[Vide item II (2) on page 641 supra.]

L.A. Bill No. 24 of 1965.

(As passed by the Assembly.)

A Bill further to amend the Madras Plantations Agricultural Income-tax (Amendment) Act, 1958 and the Madras Agricultural Income-tax (Extension to Added Territory) Act, 1961.

BE it enacted by the Legislature of the State of Madras in the Sixteenth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Madras Agricultural Income-tax (Amendment) Act, 1965.

2. *Amendment of section 34, Madras Act XXIX of 1958.*—In sub-section (1) of section 34 of the Madras Plantations Agricultural Income-tax (Amendment) Act, 1958 (Madras Act XXIX of 1958), for the figures “1965”, the figures “1968” shall be substituted.

3. *Amendment of section 14, Madras Act 11 of 1961.*—In sub-section (1) of section 14 of the Madras Agricultural Income-tax (Extension to Added Territory) Act, 1961 (Madras Act 11 of 1961), for the figures “1965”, the figures “1968” shall be substituted.

APPENDIX IV

[Vide item II (3) on page 643 supra.]

L.A. Bill No. 25 of 1965.

(As passed by the Assembly.)

A bill further to amend the Holdings (Stay of Execution Proceedings) Act, 1950, in its application to the Kanyakumari district.

BE it enacted by the Legislature of the State of Madras in the Sixteenth Year of the Republic of India as follows:—

1. *Short title and extent.*—(1) This Act may be called the Holdings (Stay of Execution Proceedings) (Madras Amendment) Act, 1965.

(2) It extends to the whole of the Kanyakumari district.

[12th August 1965]

2. *Amendment of section 4, Travancore-Cochin Act VIII of 1950.*—In section 4 of the Holdings (Stay of Execution Proceedings) Act, 1950 (Travancore-Cochin Act VIII of 1950), for the words “fifteen years and six months”, the words “seventeen years and six months”, shall be substituted.

APPENDIX V

[Vide item II (4) on page 644 supra.]

L.A. Bill No. 26 of 1965.

(As passed by the Assembly.)

A Bill to extend certain laws to the transferred territory in the State of Madras.

BE it enacted by the Legislature of the State of Madras in the Sixteenth Year of the Republic of India as follows :—

1. *Short title and commencement.*—(1) This Act may be called the Madras (Transferred Territory) Extension of Laws Act, 1965.

(2) It shall come into force on such date as the State Government may, by notification, appoint.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

(a) “existing law” means any law, Ordinance, Proclamation, regulation, order, by-law, or rule passed or made before the date of the commencement of this Act by Parliament, or by any Legislature, authority or person having power to make such a law, Ordinance, Proclamation, regulation, order, by-law or rule;

(b) “transferred territory” means the Kanyakumari district and the Shencottah taluk of the Tirunelveli district.

3. *Extension of certain enactments.*—So much of the enactments specified in the First Schedule as is in force on the date of the commencement of this Act in the State of Madras except in the transferred territory and relates to matters with respect to which the State Legislature has power to make laws for the State is hereby extended to, and shall be in force in, the transferred territory.

4. *Amendment and extension of certain enactments.*—(1) The enactments specified in the Second Schedule are hereby amended to the extent and in the manner mentioned in the fourth column thereof.

(2) So much of the enactments specified in the Second Schedule as is in force on the date of the commencement of this Act in the State of Madras except in the transferred territory and relates to matters with respect to which the State Legislature has power to make laws for the State and as amended to the extent and in the manner mentioned in the fourth column of the said Schedule is hereby extended to, and shall be in force in, the transferred territory.

12th August 1965]

5. Construction of references to laws not in force in the transferred territory.—(1) Any reference in any enactment specified in the First and Second Schedules to a law which is not in force in the transferred territory shall, in relation to that territory, be construed as a reference to the corresponding law, if any, in force in that territory.

(2) Any reference in any existing law which continues to be in force in the transferred territory after the date of the commencement of this Act to any law repealed by section 7 shall, in relation to that territory, be construed as a reference to the enactment specified in the First or Second Schedule corresponding to the law so repealed.

6. Construction of references to authorities where new authorities have been constituted.—Any reference, by whatever form of words, in any existing law to any authority competent at the date of the passing of that law to exercise any powers or discharge any functions in the transferred territory shall, where a corresponding new authority has been constituted by or under any enactment now extended to the transferred territory, have effect as if it were a reference to that new authority.

7. Repeal of corresponding laws.—If, immediately before the date of the commencement of this Act, there is in force in the transferred territory any Act, Ordinance, Proclamation, regulation, order, by-law rule or other law corresponding to an enactment specified in the First or Second Schedule, whether such Act, Ordinance, Proclamation, regulation, order, by-law, rule or other law is in force by virtue of section 119 of the States Reorganisation Act, 1956 (Central Act 37 of 1956) or by virtue of any other legislative power, such corresponding law shall, on the date of the commencement of this Act, stand repealed to the extent to which the corresponding law relates to matters with respect to which the State Legislature has power to make laws for the State.

8. Savings.—(1) The repeal by section 7 of any corresponding existing law shall not affect—

(a) the previous operation of any such law or anything duly done or suffered thereunder, or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under any such law, or

(c) any fine, penalty, forfeiture or punishment incurred in respect of any offence committed against any such law, or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, fine, penalty, forfeiture or punishment as aforesaid :

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such fine, penalty, forfeiture or punishment may be imposed, as if this Act had not been passed.

[12th August 1966]

(2) Subject to the provisions of sub-section (1), anything done or any action taken including any appointment or delegation made, notification, order, instruction or direction issued, rule, regulation, form, by-law or scheme framed, certificate, permit or licence granted or registration effected, under such corresponding existing law shall be deemed to have been done or taken under the corresponding provision of the enactment as now extended to, and in force in, the transferred territory and shall continue in force accordingly, unless and until superseded by anything done or any action taken under the said enactment.

9. *Powers of courts and other authorities for purposes of facilitating application of laws.*—For the purpose of facilitating the application in the transferred territory of any enactment specified in the First or Second Schedule, any court or other authority may construe such enactment with such alterations not affecting the substance as may be necessary or proper to adapt it to the matter before the court or other authority.

10. *Extension of Madras Preservation of Private Forests Act to the Shencottah taluk of the Tirunelveli district.*—(1) The Madras Preservation of Private Forests Act, 1949 (Madras Act XXVII of 1949), as in force immediately before the date of the commencement of this Act and as amended by sub-section (2), is hereby extended to, and shall be in force in, the Shencottah taluk of the Tirunelveli district, and sections 5 to 9 shall apply in relation to that Act as if it had been included in the Second Schedule.

(2) The Act aforesaid shall be amended as follows, that is to say, for the Explanation to clause (a) of section 2, the following Explanation shall be substituted, namely:—

“ *Explanation.*—For the purposes of this clause. “ Communal land ” means—

(i) beds and bunds of tanks and of supply, drainage, surplus or irrigation channels;

(ii) threshing-floor, cattle-stands, village-sites and other lands which are set apart for the common use of the villagers.”

11. *Repeal of certain enactments.*—(1) The enactments specified in the Third Schedule in so far as they apply to, and are in force in, the transferred territory are hereby repealed.

(2) Without prejudice to the provisions of sub-section (1), the Travancore-Cochin Compensation for Tenants Improvements Act, 1956 (President's Act X of 1956), in so far as it applies to, and is in force in, the Shencottah taluk of the Tirunelveli district is hereby repealed.

12. *Power to remove difficulties.*—(1) If any difficulty arises in giving effect to the provisions of this Act or of any enactment extended to the transferred territory by this Act, the State Government, as occasion may require, may, by order, do anything which appears to them necessary for the purpose of removing the difficulty.

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(2) Every order issued under sub-section (1) shall, as soon as possible after it is issued, be placed on the table of both Houses of the Legislature and if, before the expiry of the session in which it is so placed or the next session, both Houses agree in making any modification in any such order or both Houses agree that the order should not be issued, the order shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that order.



THE FIRST SCHEDULE.

(See section 3.)

Year.	Number.	Short title.
(1)	(2)	(3)
1888	I	The Madras Local Authorities' Loan Act, 1888.
1922	III	The Madras City Tenants' Protection Act, 1921.
1954	XXIX	The Madras Electricity Supply Undertakings (Acquisition) Act, 1954.

THE SECOND SCHEDULE.

(See section 4.)

Year.	Number.	Short title.	Amendments.
(1)	(2)	(3)	(4)
		Central Acts.	
1897	IV	The Indian Fisheries Act, 1897	

1. After section 6, the following sections shall be inserted namely :—

2. "6-A. Power of State Government to permit clubs or associations to take fish in certain cases.— (1) Whenever it appears to the State Government that adequate arrangements have been made by any club or association

for preserving and protecting in any water such non-indigenous varieties of fish as may be specified by the State Government by notification in the Official Gazette they may by order in writing permit such club or association to have the exclusive right of taking such fish in the water aforesaid within such limits and for such period and subject to such conditions as the State Government may deem fit.

[12th August 1965]

(2) Any club or association to which permission is granted under sub-section (1) may, subject to the approval of the State Government, make regulations for the protection and preservation of the fish to which the permission applies, and for regulating the manner in which such fish may be taken. Such regulations when approved by the State Government shall be published in the Official Gazette.

(3) In particular and without prejudice to the generality of the power conferred by sub-section (2), such regulations may provide for—

(a) the issue of licences by the club or association [either in addition to or in substitution for, the licence referred to in sub-section (4) of section 6] enabling the licensees to fish for and take the fish to which the permission applies subject to the rules governing the club or association;—

(b) the fees chargeable on the issue of such licences;

(c) the application of such fees; and

(d) a close season for the fish to which the permission applies.

6-B. *Penalty for fishing without licence in certain cases.*—Any person who without a licence, if any, required by regulations made under section 6-A or during the close season prescribed by those regulations, or in contravention of any of those regulations, fishes or takes, or attempts to take, any fish, shall be punishable with fine which may extend to one hundred rupees.

6-C. *Prohibition against attracting prawns into private waters except under a licence.*—(1) Notwithstanding anything contained in any other provisions of this Act or any law or custom having the force of law, no person shall expect under a licence, and in accordance with the terms and conditions, if any prescribed by rules made under sub-section (3) attract prawns or cause or allow migration of prawns into private waters from any waters notified under sub-section (1) of section 6 by the use of sluices, openings, alluring lights or other contrivances and catch, destroy, cause injury to, or prevent escape of, any such prawns by the use of nets, gratings, gears or any other means whatsoever.

2) Any person who contravenes the provisions of sub-section (1) shall be punishable with fine which may extend to two hundred rupees.

[12th August 1965]

Year.	Number.	Short title.	Amendments.
(1)	(2)	(3)	(4)
1897—cont.	IV—cont.	The Indian Fisheries Act, 1897—cont.	(3) The State Government may make rules for the purpose of giving effect to the provisions of this section and prescribe therein the terms and conditions under which a licence may be issued. (4) Fee at such rates as may be fixed by the State Government by rules made under sub-section (3) shall be paid in respect of every licence issued under sub-section (1): Provided that the fee payable for any such licence shall not exceed a sum calculated at rupees five per acre of the private waters into which prawns are attracted or caused or allowed to migrate. (5) The breach of any rule made under sub-section (3) or of the conditions of any licence issued under sub-section (1), shall be punishable with fine which may extend to one hundred rupees and, when the breach is a continuing breach, with a further fine which may extend to ten rupees for every day after the date of the first conviction during which the breach is proved to have been persisted in." 2. In sub-section (1) of section 7, for the words and figures "under section 4 or 5 or under any rule under section 6", the words, figures and letters "under section 4, 5, 6-B or 6-C or under any rule under section 6 or 6-C" shall be substituted.
1914	IX	The Local Authorities Loans Act, 1914	After section 8, the following section shall be inserted namely:— "9. Application of Act to loans existing previous to the date of the commencement of Travancore-Cochin Act IX of 1951.—The remedy mentioned in section 5 shall be available for the recovery of any money lent by the Government of the former State of Travancore or Travancore-Cochin to any local authority in the Kanyakumari district and the Shencottah taluk of the Tirunelveli district before the date of the commencement of the Travancore-Cochin Local Authorities Loans Act, 1951 (Travancore-Cochin Act IX of 1951) and also for the recovery of the interest and costs due in respect thereof"

Madras Acts

1939

III

The Madras Registration of Births and Deaths Act, 1899. In section 12, in clause (2), the words "arraack or toddy shop." shall be omitted.

1939

III

The Madras Public Health Act, 1939 After section 8, the following section shall be inserted, namely :—

"8-A. *Special provision in respect of persons holding posts in the public health establishment in the transferred territory.*—(1) Notwithstanding anything contained in section 8, every person who, under the regulations made under sub-section (2) of section 6 of the Travancore-Cochin Public Health Act, 1955 (Travancore-Cochin Act XVI of 1955) was holding a post in the public health establishment of any local authority in the transferred territory immediately before the date of the extension of this act to the said territory shall be entitled to receive from the local authority concerned conditions of service not less favourable than those to which he was entitled under the said regulations immediately before the said date.

(2) If any question arises as to whether any person was holding any such post as is referred to in sub-section (1), immediately before the date of the extension of this Act to the transferred territory, the decision of the Government on the question shall be final.

Explanation.—For the purpose of this section, the expression "transferred territory" shall mean the Kanyakumari district and the Shencottah taluk of the Tirunelveli district".

1955

XIV

The Madras Court-fees and Suits Valuation Act, 1955.

1. After clause (iii) of section 3, the following clause shall be inserted, namely:—

"(iii-a) 'transferred territory' means the Kanyakumari district and the Shencottah taluk of the Tirunelveli district and".

2. After sub-section (2) of section 7, the following sub-section shall be added, namely:—

"(3) Notwithstanding anything contained in sub-section (2), the market value of land, building or garden in the transferred territory shall, in cases of dispute, be deemed to be ten times the difference between the annual gross profits of such land, building or garden where it is capable of yielding annual profits and the assessment, if any, due to the State Government."

Year. (1)	Number. (2)	Short title. (3)	Amendments. (4)
1955—cont.	XIV—cont.	The Madras Court-fees and Suits Valuation Act, 1955—cont.	3. In section 22, the following Explanation shall be added, namely:— <i>“Explanation—For the purposes of this section, the expression “suit for money” shall, in respect of the transferred territory, also include suits for rent, pathom, michavaram, adukkuvathu, jenmikaram, or other dues of a like nature.”</i> 4. In section 34,— (i) in the heading, the words and figures “under the Malabar Tenancy Act, 1929” shall be omitted ; (ii) after sub-section (2), the following sub-section shall be added, namely:— <i>“(3) Notwithstanding anything contained in sub-sections (1) and (2), in respect of the transferred territory, in a suit for ejection of a kanom holder or a tenant who has a right to permanent occupancy, or is enjoying under a perpetual lease or under a lease for a term exceeding 25 years, fee shall be computed according to the market value of the subject matter.”</i> 5. In section 43, in sub-section (1), after clause (b), the following clause shall be inserted, namely:— <i>“(bb) in respect of the transferred territory, for abatement of rent, where it is not coupled with any other relief.”</i> 6. After section 44, the following section shall be inserted, namely:— <i>“44-A. Suits for the interest of assignee of land revenues.—In respect of the transferred territory, in a suit for the interest of an assignee of land revenue, fee shall be computed at ten times his gross profits as such for the year next before the date of presenting the plaint.”</i> 7. After section 87, the following section shall be inserted, namely:— <i>“88. Savings in respect of the transferred territory.—In respect of the transferred territory, all suits and proceedings instituted before the commencement of the Madras (Transferred Territory) Extension of Laws Act, 1965, and all proceedings by way of appeal, revision or otherwise, arising therefrom, whether instituted before or after such commencement, shall, notwithstanding the repeal of the corresponding law by the said Act, be governed by the provisions of the said corresponding law and the rules made thereunder.</i>

Explanation.—In this section, the expression “corresponding law” shall mean The Travancore-Cochin Court Fees Act, 1125 (Travancore-Cochin Act II of 1125) and the Travancore-Cochin Suits Valuation Act, 1125 (Travancore-Cochin Act IV of 1125).’.

THE THIRD SCHEDULE

[See sub-section (1) of section 11.]

Short title.

(3)

Travancore-Cochin Acts.

The Travancore-Cochin Court Fees Act, 1125.

The Travancore-Cochin Suits Valuation Act, 1125.

The Travancore-Cochin Public Safety Measures Act, 1950.

Year.

(1)

Number.

(2)

1125

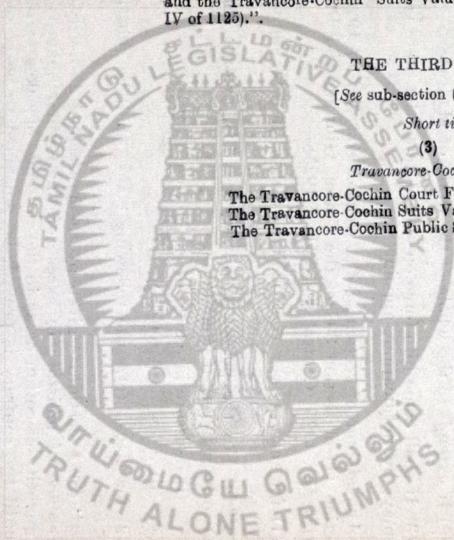
II

1125

IV

1950

V



[12th August 1965]

APPENDIX VI

[Vide item II (5) on page 645 supra.]

L.A. Bill No. 28 of 1965.

(As passed by the Assembly.)

A Bill further to amend the Cotton Ginning and Pressing Factories Act, 1925, in its application to the State of Madras.

BE it enacted by the Legislature of the State of Madras in the Sixteenth Year of the Republic of India, as follows :—

1. *Short title, extent and commencement.*—(1) This Act may be called the Cotton Ginning and Pressing Factories (Madras Amendment) Act, 1965.

(2) It extends to the whole of the State of Madras.

(3) It shall come into force on such date as the State Government may, by notification, appoint.

2. *Amendment of section 3-C, Central Act XII of 1925.*—In sub-section (1) of section 3-C of the Cotton Ginning and Pressing Factories Act, 1925 (Central Act XII of 1925)—

(1) for clause (a), the following clause shall be substituted, namely :—

“(a) For the purposes of section 3-B, cotton shall be deemed to be watered, if it contains—

(i) moisture in excess of the normal quantity; or

(ii) cakes or patches.”;

(2) for clause (c), the following clause shall be substituted, namely :—

“(c) A certificate given by the prescribed authority as to the presence of moisture in excess of the normal quantity in a given quantity of cotton or as to the presence of cakes or patches shall until the contrary is proved, be presumed to be correct”.

APPENDIX VII.

[Vide item II (6) on page 647 supra.]

L.A. Bill No. 19 of 1965.

(As passed by the Assembly.)

A Bill to amend the Madras Agricultural Produce Markets Act, 1959.

BE it enacted by the Legislature of the State of Madras in the Sixteenth Year of the Republic of India as follows :—

1. *Short title.*—This Act may be called the Madras Agricultural Produce Markets (Amendment) Act, 1965.

2. *Amendment of section 8, Madras Act 23 of 1959.*—In section 8 of the Madras Agricultural Produce Markets Act, 1959

12th August 1965]

(Madras Act 23 of 1959) (hereinafter referred to as the principal Act), after sub-section (3), the following sub-section shall be inserted, namely :—

“(3-A) The members to be elected under clauses (a) and (b) of sub-section (2) shall be chosen in such territorial constituencies as may be prescribed and each such territorial constituency shall—

(a) so far as practicable, consist of the same number of electors; and

(b) return one member only”.

3. Amendment of section 29, Madras Act 23 of 1959.—In section 29 of the principal Act,—

(i) in sub-section (1), the words “by notification” shall be omitted;

(ii) in clause (i) of sub-section (2), after the words “market committee”; the words “the territorial constituencies for purposes of election of members under sub-section (2) of section 8”; shall be inserted;

(iii) for sub-section (4), the following sub-section shall be substituted, namely :—

“(4) (a) All rules made under this Act shall be published in the *Fort St. George Gazette* and, unless they are expressed to come into force on a particular day, shall come into force on the day on which they are so published.

(b) All notifications issued under this Act shall, unless they are expressed to come into force on a particular day, come into force on the day on which they are published.

(c) Every rule made or notification issued under this Act shall, as soon as possible after it is made or issued, be placed on the table of both Houses of the Legislature and if, before the expiry of the session in which it is so placed or the next session, both Houses agree in making any modification in any such rule or notification or both Houses agree that the rule or notification should not be made or issued, the rule or notification shall hereafter, have effect only in such modified form or be of no effect, as the case may be, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or notification”.



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UNDER THE CONSTITUTION OF INDIA.

30th and 31st July, 2nd to 7th and 9th to 12th August 1965.

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Appropriation Bill. When a member wanted to speak on the Appropriation Bill (embodying the Supplementary Grants voted by the Assembly), the Leader of the House observed—

“ If there are any special points in respect of items in the budget to be discussed, then with the permission of the Chair, one or two hon. members are allowed to speak. But with reference to the supplementary estimates, we had no discussion on the Appropriation Bill. We speak on the supplementary estimates and not on the Appropriation Bill.”

After some discussion, the Chairman observed—

“ I can understand conventions being broken, but it should not be broken for the sake of one member against many others.” 597-598

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A member who had given a call-attention notice being absent in the House, another member authorised by the former was permitted to call the attention of the Minister concerned

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To a question whether the students of the Madurai Thiagarajar Arts College were attacked by hooligans on 25th March 1965, the Chief Minister replied that on 12th March 1965 two groups of students of Madurai Thiagarajar Arts College attacked each other within the College premises. A member other than the questioner raised a point of order that the answer did not refer to the incident on the 25th March but referred to a different date. In this connection, the Chairman observed—

“ Now this interpellation has not been given notice of by Hon. Member Sri K. Anbazhagan, who just now raised the point of order. The interpellation was given notice of by another Hon. Member. Just as the Hon. the Chief Minister said that, that Hon. member had referred to the Tirunelveli express instead of the Trivandrum express in his previous question, here also it may be a case of confusion of dates. I, the Hon. Member who raised the point of order had also given notice of the interpellation, then there might be some point. But the Hon. Member Sri K. Anbazhagan is not concerned with the interpellation. Therefore, I do not think there is any point of order ” .. 212-215

When objection was taken to the answer furnished to a question to the effect that the particulars called for from the Collectors of districts were awaited, the Chairman observed—

“ Hon. members who give notice of questions are anxious to know the result. Even though the information asked for is not available, they want to know something as to what is happening to their questions. And therefore the Ministers have to give such answers as “ The information called for is awaited ” 96

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